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FEDERAL REGISTER

VOLUME 9 NUMBER 125

Washington, Friday, June 23, 1944

Regulations

TITLE 12—BANKS AND BANKING

Chapter II—Board of Governors of the Federal Reserve System

PART 222—CONSUMER CREDIT

EXTENSION OF CREDIT

On June 20, 1944, the Board of Governors of the Federal Reserve System amended Part 222, effective June 22, 1944, by striking out paragraph (b) of § 222.12 and substituting in lieu thereof the following:

§ 222.12 Miscellaneous provisions.

(b) *Extension of credit for mixed purposes.* In case an extension of credit is partly subject to one section of this regulation and partly subject to another section, the amount and terms of such extension of credit shall be such as would result if the credit were divided into two or more parts and each part were treated as if it stood alone. In case an extension of credit is partly subject to this regulation and partly not subject to the regulation, the amount and terms of such extension of credit shall be such as would result if the credit were divided and the part subject to the regulation were treated according to the applicable provisions of the regulation; the part not subject to the regulation may be treated as if the regulation did not exist.

(Sec. 5 (b), 40 Stat. 415, as amended by sec. 5, 40 Stat. 966, sec. 2, 48 Stat. 1, sec. 1, 54 Stat. 179; secs. 301 and 302, 55 Stat. 839, 840; 12 U.S.C. 95 (a) and Sup., 50 U.S.C. App. 616, 617, and E.O. 8843, dated Aug. 9, 1941)

[SEAL] BOARD OF GOVERNORS OF THE
FEDERAL RESERVE SYSTEM.
S. R. CARPENTER,
Assistant Secretary.

[F. R. Doc. 44-9058; Filed, June 21, 1944;
1:25 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4880]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

COMMONWEALTH TRAINING INSTITUTE

§ 3.6 (j) *Advertising falsely or misleadingly—Government approval, connection or standards—Civil Service Commission connections:* § 3.6 (m) *Advertising falsely or misleadingly—Jobs and employment:* § 3.69 (a) *Misrepresenting oneself and goods—Business status, advantages or connections—Government connection:* § 3.72 (f20) *Offering deceptive inducements to purchase—Individuals special selection or situation:* § 3.72 (g) *Offering deceptive inducements to purchase—Job guarantee.* In connection with offer, etc., in commerce, of correspondence courses of study and instruction, and among other things, as in order set forth, (1) representing that respondent controls or will offer or procure the offer of government jobs to its students; (2) representing that appointments to positions in the Civil Service may or can be secured through respondent; and (3) representing that applicants or prospective purchasers of said courses of study are especially selected; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Sec. 45b) [Cease and desist order, Commonwealth Training Institute, Docket 4880, May 31, 1944]

§ 3.69 (b) *Misrepresenting oneself, and goods—Goods—Demand for or business opportunities:* § 3.69 (b) *Misrepresenting oneself and goods—Goods—Jobs and employment:* § 3.69 (b) *Misrepresenting oneself and goods—Goods—Scientific or other relevant facts:* § 3.72 (15) *Offering deceptive inducements to purchase—Opportunities in product or service.* In connection with offer, etc., in commerce, of correspondence courses of study and instruction, and among other things, as in order set forth (1) representing that positions are open in all the branches of the United States Civil Service for which

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NOTICE

The Cumulative Supplement to the Code of Federal Regulations, covering the period from June 2, 1938, through June 1, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per unit. The following are now available:

- Book 1: Titles 1-3 (Presidential documents) with tables and index.
- Book 2: Titles 4-9, with index.
- Book 3: Titles 10-17, with index.
- Book 4: Titles 18-25, with index.
- Book 5, Part 1: Title 26, Parts 2-178.

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instruction is offered; and (2) representing that vacancies exist for Civil Service positions which have in fact been abolished or which have been filled; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; U.S.C., sec. 45b) [Cease and desist order, Commonwealth Training Institute, Docket 4880, May 31, 1944]

§ 3.69 (a) *Misrepresenting oneself and goods—Business status, advantages or connections—Government connection; § 3.69 (a) Misrepresenting oneself and goods—Business status, advantages or connections—Personnel or staff.* In connection with offer, etc., in commerce, of correspondence courses of study and instruction, and among other things, as in order set forth (1) representing that respondent has any connection with the Government of the United States or any branch thereof; and (2) representing that respondent's representatives and salesmen are registrars; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Commonwealth Training Institute, Docket 4880, May 31, 1944]

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Individual or private business as religious, educational or research institution: § 3.96 (b) Using misleading name—Vendor—Individual business being educational, religious or research institution.* In connection with offer, etc., in commerce, of correspondence courses of study and instruction, and among other things, as in order set forth, using the term "Institute" as part of the name under which respondent's business of selling courses of instruction is conducted, or using the term "Institute" in any manner to designate, describe, or refer to respondent's business; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Commonwealth Training Institute, Docket 4880, May 31, 1944]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 31st day of May, A. D. 1944.

In the Matter of Nathan I. Goldberg, an Individual Trading as Commonwealth Training Institute

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer or respondent, in which answer respondent admits all the material allegations of fact set forth in said complaint and states that he waives all intervening procedure and further hearing as to the said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That respondent Nathan I. Goldberg, an individual trading as Commonwealth Training Institute, or

under any other name or designation, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of correspondence courses of study and instruction in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from, directly or by implication:

1. Representing that respondent controls or will offer or procure the offer of Government jobs to his students.

2. Representing that positions are open in all the branches of the United States Civil Service for which instruction is offered.

3. Representing that respondent has any connection with the Government of the United States or any branch thereof.

4. Representing that appointments to positions in the Civil Service may or can be secured through respondent.

5. Representing that applicants or prospective purchasers of said courses of study are especially selected.

6. Representing that vacancies exist for Civil Service positions which have in fact been abolished or which have been filled.

7. Representing that respondent's representatives and salesmen are registrars.

8. Using the term "Institute" as part of the name under which respondent's business of selling courses of instruction is conducted, or using the term "Institute" in any manner to designate, describe, or refer to respondent's business.

It is further ordered, That respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 44-9098; Filed, June 22, 1944;
10:24 a. m.]

TITLE 29—LABOR

Chapter V—Wage and Hour Division

PART 651—MINIMUM WAGE RATE IN THE FINANCE, INSURANCE, REAL ESTATE, MOTION PICTURE, AND MISCELLANEOUS INDUSTRIES

RECOMMENDATION OF INDUSTRY COMMITTEE 68

Whereas, on September 22, 1943, pursuant to section 5 (b) of the Fair Labor Standards Act of 1938, hereinafter referred to as the act, the Administrator of the Wage and Hour Division of the United States Department of Labor, by Administrative Order No. 219, appointed Industry Committee No. 68 for the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries,

herein called the Committee, and directed the Committee to recommend minimum wage rates for the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries in accordance with section 8 of the act; and

Whereas, the Committee included six disinterested persons representing the public, a like number of persons representing employers in the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries, and a like number of persons representing employees in the Industry, and each group was appointed with due regard to the geographical regions in which the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries are carried on; and

Whereas, on October 16, 1943, the Committee, after investigating economic and competitive conditions in the Industry, filed with the Administrator a report containing its recommendation for a 40-cent minimum hourly wage rate in the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries; and

Whereas, after notice duly published in the FEDERAL REGISTER on November 5, 1943, Donald M. Murtha, the Presiding Officer designated by the Administrator, held a public hearing upon the Committee's recommendation at New York, New York, on November 23, 1943, at which all interested persons were given an opportunity to be heard; and

Whereas, all persons who appeared at the hearing were given leave to file briefs on or before December 14, 1943; and

Whereas, the complete record of the proceeding before the Presiding Officer has been transmitted to the Administrator; and

Whereas, the Administrator, upon reviewing all the evidence adduced in this proceeding and giving consideration to the provisions of the Act, with special reference to sections 5 and 8, has concluded that the Industry Committee's recommendation for the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries, as defined by Administrative Order No. 219, is made in accordance with law, is supported by the evidence adduced at the hearing, and, taking into consideration the same factors as are required to be considered by the Committee, will carry out the purposes of the Act; and

Whereas, the Administrator has set forth his decision in an opinion entitled "Findings and Opinion of the Administrator" in the Matter of the Recommendation of Industry Committee No. 68 for a Minimum Wage Rate in the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries," dated this day, a copy of which may be had upon request addressed to the Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York 19, New York.

Now, therefore, it is ordered, That:

- Sec.
- 651.1 Approval of recommendation of Industry Committee No. 68.
 - 651.2 Wage rate.
 - 651.3 Posting of notices.
 - 651.4 Definition of the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries.
 - 651.5 Scope of the definition.
 - 651.6 Effective date.

AUTHORITY: §§ 651.1 to 651.6, inclusive, issued under sec. 8, 52 Stat. 1064; 29 U.S.C., sec. 208.

§ 651.1 *Approval of recommendation of Industry Committee No. 68.* The Committee's recommendation is hereby approved.

§ 651.2 *Wage rate.* Wages at a rate of not less than 40 cents per hour shall be paid under section 6 of the act by every employer to each of his employees who is engaged in commerce or in the production of goods for commerce in the Finance, Insurance, Real Estate, Motion picture, and Miscellaneous Industries.

§ 651.3 *Posting of notices.* Every employer employing any employees so engaged in commerce or in the production of goods for commerce in the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries shall post and keep posted in a conspicuous place in each department of his establishment where such employees are working such notices of this order as shall be prescribed from time to time by the Wage and Hour Division of the United States Department of Labor.

§ 651.4 *Definition of the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries.* For the purpose of this order the term "Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries" means:

The industry carried on by any business or non-profit enterprise performing financial, insurance, real estate, professional, advertising, educational or research activities; the production of motion pictures, photographs and blueprints; and any service activity which is covered by the act.

§ 651.5 *Scope of the definition.* The definition of the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries covers all occupations which are necessary to the operations of the Industry: *Provided, however,* That where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

§ 651.6 *Effective date.* This wage order shall become effective July 17, 1944.

Signed at New York this 8th day of June 1944.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 44-9091; Filed, June 21, 1944;
4:40 p. m.]

PART 652—MINIMUM WAGE RATE IN THE
COMMUNICATION, UTILITIES AND MISCELLANEOUS
TRANSPORTATION INDUSTRIES

RECOMMENDATION OF INDUSTRY COMMITTEE 69

Whereas, on September 28, 1943, pursuant to section 5 (b) of the Fair Labor Standards Act of 1938, herein referred to as the act, the Administrator of the Wage and Hour Division of the United States Department of Labor, by Administrative Order No. 221, appointed Industry Committee No. 69 for the Communication, Utilities and Miscellaneous Transportation Industries, herein called the Committee, and directed the Committee to recommend minimum wage rates for the Communication, Utilities and Miscellaneous Transportation Industries in accordance with section 8 of the act; and

Whereas, the Committee included five disinterested persons representing the public, a like number of persons representing employers in the Communication, Utilities and Miscellaneous Transportation Industries, and a like number of persons representing employees in the Industries and each group was appointed with due regard to the geographical regions in which the Communication, Utilities and Miscellaneous Transportation Industries are carried on; and

Whereas, on October 25, 1943, the Committee, after investigating economic and competitive conditions in the Industries, filed with the Administrator a report containing its recommendation for a 40-cent minimum hourly wage rate in the Communication, Utilities and Miscellaneous Transportation Industries; and

Whereas, after notice duly published in the FEDERAL REGISTER on November 12, 1943, Robert N. Campbell, the Presiding Officer designated by the Administrator, held a public hearing upon the Committee's recommendation at New York, New York, on November 30, and December 1, 1943, at which all interested persons were given an opportunity to be heard; and

Whereas, the complete record of the proceeding before the Presiding Officer had been transmitted to the Administrator; and

Whereas, all persons who appeared at the hearing held on November 30 and December 1, 1943 were given leave to file briefs on or before January 17, 1944, respectively; and

Whereas, after notices published in the FEDERAL REGISTER on December 21

and 30, 1943, oral argument was held on January 25, 1944 before the Administrator; and

Whereas, the Administrator, upon reviewing all the evidence adduced in this proceeding and giving consideration to the provisions of the act, with special reference to sections 5 and 8, has concluded that the Industry Committee's recommendation for the Communication, Utilities and Miscellaneous Transportation Industries, as defined by Administrative Order No. 221, is made in accordance with law, is supported by the evidence adduced at the hearing, and taking into consideration the same factors as are required to be considered by the Committee, will carry out the purposes of the act; and

Whereas, the Administrator has set forth his decision in an opinion entitled "Findings and Opinion of the Administrator in the Matter of the Recommendation of Industry Committee No. 69 for a Minimum Wage Rate in the Communication, Utilities and Miscellaneous Transportation Industries," dated this day, a copy of which may be had upon request addressed to the Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York, New York,

Now, therefore, it is ordered, That:

Sec.

652.1 Approval of recommendation of Industry Committee No. 69.

652.2 Wage rate.

652.3 Posting of notices.

652.4 Definition of the Communication, Utilities, and Miscellaneous Transportation Industries.

652.5 Scope of the definition.

652.6 Effective date.

AUTHORITY: §§ 652.1 to 652.6, inclusive, issued under sec. 8, 52 Stat. 1064; 29 U.S.C. 208.

§ 652.1 *Approval of recommendation of Industry Committee No. 69.* The Committee's recommendation is hereby approved.

§ 652.2 *Wage rate.* Wages at a rate of not less than 40 cents per hour shall be paid under section 6 of the act by every employer to each of his employees who is engaged in commerce or in the production of goods for commerce in the Communication, Utilities, and Miscellaneous Transportation Industries.

§ 652.3 *Posting of notices.* Every employer employing any employees engaged in commerce or in the production of goods for commerce in the Communication, Utilities and Miscellaneous Transportation Industries shall post and keep posted in a conspicuous place in each department of his establishment where such employees are working such notices of this order as shall be prescribed from time to time by the Wage and Hour Division of the United States Department of Labor.

§ 652.4 *Definition of the Communication, Utilities, and Miscellaneous Trans-*

portation Industries. For the purposes of this order the term "Communication, Utilities and Miscellaneous Transportation Industries" means:

The industry carried on by any wire or radio system of communication or by messenger service; by any concern engaged in the production and distribution of gas, electricity or steam, the distribution of water or the operation of sanitation facilities; and by any concern engaged in such transportation by rail, water, pipe-line, motor vehicle, or other means, as is not covered by the wage orders for the Railroad Carrier, Property Motor Carrier and Passenger Motor Carrier Industries, or in related activities (including stevedoring, consolidating, forwarding, and packing) not covered by those orders; *Provided*, That the definition shall not include any activity covered by the definition of any other industry for which the Administrator has issued a wage order or appointed an industry committee.

§ 652.5 *Scope of the definitions.* The definition of the Communication, Utilities and Miscellaneous Transportation Industries covers all occupations which are necessary to the operations of the Industries, including clerical, maintenance, shipping and selling occupations: *Provided, however*, That where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

§ 652.6 *Effective date.* This wage order shall become effective July 17, 1944.

Signed at New York, N. Y. this 12th day of June 1944.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 44-9092; Filed, June 21, 1944;
4:40 p. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration
for War

[Order 16]

PART 602—GENERAL ORDERS AND DIRECTIVES

SHIPMENT OF COKE OUTSIDE U. S.

In order to effectuate the purposes of Executive Order No. 9332 and WPB Directive 33, as amended, it is necessary that the Solid Fuels Administrator for War obtain data concerning the shipment of coke outside the continental limits of the United States. Accordingly, it is ordered that:

§ 602.441 *Definitions.* (a) "Coke" means all coke which is produced from bituminous coal.

(b) "By-product coke" means that coke which is produced in a by-product coke

oven and does not include coke which is produced in a coal-gas retort.

(c) "Beehive coke" means that coke which is produced in a beehive oven.

(d) "Reclaimed beehive coke" means beehive coke which has been reclaimed from waste banks adjacent to beehive ovens.

(e) "Producer" means any person engaged in the business of manufacturing by-product coke or beehive coke or who is engaged in the business of reclaiming beehive coke from waste banks.

(f) "Wholesaler" means any producer to the extent that he ships coke to persons outside the continental limits of the United States; and any person who receives or purchases coke for shipment, distribution or resale to any person outside the continental limits of the United States.

(g) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons.

(h) "Size" means the opening in inches of the screens, top and bottom, through and over which coke is passed except for that size known as run-of-oven coke which is coke from which the breeze has been removed.

(i) "Industrial use" includes without limitation, the use of coke in blast furnaces, foundries, producer gas plants, water-gas plants or for any other manufacturing or commercial processing.

(j) "Domestic use" means the use of coke for space heating, domestic hot water or domestic cooking, except to the extent that coke is used for space heating incidental to an industrial use.

§ 602.442 *Information to be furnished by producers and wholesalers.* (a) On or before the 15th day of July 1944, each producer and wholesaler shall report in writing to SFAW on forms to be furnished by it, information as to shipments of coke exported by him to persons outside the continental limits of the United States during the calendar months of April, May and June 1944 together with an estimate of the total of such shipments made and to be made during July 1944.

(b) On or before the 15th day of August 1944, and on or before the 15th day of each succeeding calendar month each producer and wholesaler shall report in writing to SFAW, on forms to be furnished by it, information as to shipments of coke to persons outside the continental limits of the United States during the preceding calendar month, together with an estimate of the total of such shipments made and to be made during the month in which the report is filed.

(c) The reports required by paragraphs (a) and (b) of this section shall set forth, among other things, shipments by sizes of by-product coke, beehive coke and reclaimed beehive coke to persons outside the continental limits of the United States for industrial use

and domestic use; the name of the producer and the name and location of the producing plant; and the destination by state or province and nation to which shipment was made.

§ 602.443 *Records.* Each person to whom any portion of this order applies shall keep and preserve for a period of two years, accurate and complete records of all of the details of shipments of coke required to be reported by this order.

§ 602.444 *Audit and inspection.* All records required to be kept by this order shall upon request, be submitted for inspection, copy and audit by any duly authorized representative of Solid Fuels Administration for War.

§ 602.445 *Approval of the Bureau of the Budget.* The reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942 and regulations issued thereunder.

§ 602.446 *Violations.* Any person who violates any provision of this order or who, by any statement or omission willfully falsifies any records which he is required to keep, or who otherwise willfully furnishes false or misleading information to Solid Fuels Administration for War may be prohibited from delivering and receiving any material under priority control, or SFAW may take any appropriate action, including the making of a recommendation for prosecution under section 35 (A) of the Criminal Code [18 U.S.C., sec. 80 (any person found guilty of violating the statute may be fined not more than \$10,000 or imprisoned for not more than ten years or both)]; or under the Second War Powers Act [50 U.S.C. 633 (any person found guilty of violating the statute may be fined not more than \$10,000 or imprisoned for not more than ten years or both)].

This order shall become effective July 1, 1944.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176, WPB Directive 33, as amended, 9 F.R. 64, 4580)

Issued this 20th day of June 1944.

HAROLD L. ICKES,
Solid Fuels Administrator for War.

[F. R. Doc. 44-9059; Filed, June 21, 1944;
12:25 p. m.]

[Order 17]

PART 602—GENERAL ORDERS AND DIRECTIVES

SHIPMENT OF COKE FOR DOMESTIC USE

It is anticipated that more coke for domestic use will be available this year than was available during the past year. In order to relate this additional supply to the supply of other solid fuels so that

an equitable distribution of all solid fuels may be obtained, it is necessary that the SFAW obtain data concerning the shipment of coke for domestic use within the United States. Accordingly, it is ordered:

§ 602.575 *Definitions.* (a) "Coke" means all coke which is produced from bituminous coal.

(b) "By-product coke" means that coke which is produced in a by-product coke oven and does not include coke which is produced in a coal-gas retort.

(c) "Beehive coke" means that coke which is produced in a beehive oven.

(d) "Reclaimed beehive coke" means beehive coke which has been reclaimed from waste banks adjacent to beehive ovens.

(e) "Producer" means any person engaged in the business of manufacturing by-product coke or beehive coke or who is engaged in the business of reclaiming beehive coke from waste banks.

(f) "Wholesaler" means any producer to the extent that he ships coke to persons in the United States; and any person who receives or purchases coke for shipment, distribution or resale to any person in the United States.

(g) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons.

(h) "Domestic use" means the use of coke for space heating, domestic hot water or domestic cooking, except to the extent that coke is used for space heating incidental to an industrial use.

§ 602.576 *Information to be furnished by producers and wholesalers of coke.*

(a) On or before the first day of September 1944, each producer of by-product coke, beehive coke and reclaimed beehive coke shall report in writing to SFAW on forms to be furnished by it, information as to shipments of coke for domestic use to destinations within the United States during each of the calendar months of January, February, March, April and May 1944.

(b) On or before the 15th day of July 1944, and on or before the 15th day of each succeeding calendar month, each producer of by-product coke, beehive coke and reclaimed beehive coke shall report in writing to SFAW on forms to be furnished by it, information as to shipments of coke for domestic use to destinations within the United States during the preceding calendar month together with an estimate of such shipments made and to be made during the calendar month in which the report is made.

(c) The reports required by paragraphs (a) and (b) of this section shall set forth by States the ultimate destination of the shipments of coke reported and in the event that the producer does not know and cannot determine the ultimate destination of coke shipped by him because such shipment was made to

or for the account of a wholesaler, then the producer shall inform SFAW of the name and address of the wholesaler to or for whose account the shipment was made and the number of tons shipped. Thereupon, SFAW may require the wholesaler to report by States the ultimate destination of such coke shipped to or for his account.

§ 602.577 *Records.* Each person to whom any portion of this order applies shall keep and preserve for a period of two years, accurate and complete records of all of the details of shipments of coke required to be reported by this order.

§ 602.578 *Audit and inspection.* All records required to be kept by this order shall, upon request, be submitted for inspection, copy and audit by any duly authorized representative of Solid Fuels Administration for War.

§ 602.579 *Approval of the Bureau of the Budget.* The reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942 and regulations issued thereunder.

§ 602.580 *Violations.* Any person who violates any provision of this order or who, by any statement or omission willfully falsifies any records which he is required to keep, or who otherwise willfully furnishes false or misleading information to Solid Fuels Administration for War, may be prohibited from delivering and receiving any material under priority control, or SFAW may take any appropriate action, including the making of a recommendation for prosecution under section 35 (A) of the Criminal Code (18 U.S.C., sec. 80 (any person found guilty of violating the statute may be fined not more than \$10,000 or imprisoned for not more than ten years or both)); or under the Second War Powers Act (50 U.S.C. 633 (any person found guilty of violating the statute may be fined not more than \$10,000 or imprisoned for not more than ten years or both)).

This order shall become effective July 1, 1944.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176, WPB Directive 33, as amended, 9 F.R. 64, 4580)

Issued this 20th day of June 1944.

HAROLD L. ICKES,

Solid Fuels Administrator for War.

[F. R. Doc. 44-9061; Filed, June 21, 1944; 12:25 p. m.]

[Reg. 22]

PART 602—GENERAL ORDERS AND DIRECTIVES

MAXIMUM ASH CONTENT FOR RECLAIMED BEEHIVE COKE

The over-all shortage of solid fuels has created a demand for coke which has been reclaimed from waste banks adjacent to beehive ovens. Such coke, if properly prepared, is acceptable fuel

but since the ash content of such coke is generally higher than the ash content of other coke or other solid fuels, the mixture of this fuel with other coke or other solid fuels results in lowering the efficiency of the mixture. It is necessary, therefore, to establish certain ash content maxima for this fuel and to require retail dealers who deliver such fuel to designate it as reclaimed beehive coke so that consumers may be apprised of the type of fuel which they purchase. Accordingly, it is ordered:

§ 602.550 *Definitions.* (a) "Coke" means all coke which is produced from bituminous coal.

(b) "Reclaimed beehive coke" means beehive coke which has been reclaimed from waste banks adjacent to beehive ovens.

(c) "Producer" means any person engaged in the business of reclaiming beehive coke from waste banks.

(d) "Wholesaler" means any producer to the extent that he ships, distributes or sells reclaimed beehive coke to retail dealers and any person to the extent that he receives or purchases reclaimed beehive coke for shipment, distribution or resale to retail dealers or other wholesalers.

(e) "Retail dealer" means any person (including the retail outlet, branch or department of one who is also a producer, wholesaler or lake dock operator) to the extent that he acts in the capacity of a supplier, shipper or seller of reclaimed coke in any transaction except a wholesale transaction involving the shipment, sale, or sale and delivery, of broken bulk reclaimed beehive coke physically handled in a truck, wagon or other less than carload facility without regard to quantity or frequency of delivery.

(f) "Domestic consumer" means any person who acquires reclaimed beehive coke for space heating, domestic hot water, or domestic cooking, except to the extent that he acquires such solid fuels for space heating incidental to an industrial process or the production of power.

(g) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency or any organized group of persons.

§ 602.551 *Restrictions on shipments by producers, wholesalers and retail dealers.* No producer or wholesaler shall ship any reclaimed beehive coke intended for use by any domestic consumer, and no retail dealer shall deliver any reclaimed beehive coke to a domestic consumer if such reclaimed beehive coke has an ash content, on a dry basis, in excess of 20 per cent by weight in sizes over one inch, or an ash content of 25 per cent by weight in sizes $\frac{1}{2}$ x 1" or smaller.

§ 602.552 *Designation of fuel by retail dealers.* Each retail dealer who delivers reclaimed beehive coke to any domestic consumer or who delivers to any domestic consumer a mixture of solid fuels

containing reclaimed beehive coke, shall designate on the weigh slip, delivery ticket, statement or other evidence of such delivery, that the fuel delivered was reclaimed beehive coke or that the mixture of solid fuel delivered contained reclaimed beehive coke and the amount of such coke contained in the mixture.

§ 602.553 *Damages for breach of contract.* No person shall be held liable under any contract for damages or penalties for any default which shall result directly or indirectly from compliance with this regulation.

§ 602.554 *Violations.* Any person who violates any provision of this regulation or who wilfully, furnishes false or misleading information regarding the ash content of reclaimed beehive coke shipped or delivered by him may be precluded in whole or in part from shipping or receiving reclaimed beehive coke and may be prohibited from delivering or receiving any material under priority control. The Solid Fuels Administration for War may also take any other action deemed appropriate, including the making of a recommendation for prosecution under section 35 (A) of the Criminal Code (18 U.S.C. sec. 80) or under the Second War Powers Act (50 U.S.C. 633).

§ 602.555 *Applications for modification or exception.* Any application for modification of or exception from any provision of this regulation shall be filed in triplicate with the Solid Fuels Administration for War, Washington 25, D. C. The application shall set forth in detail the provisions sought to be modified or from which an exception is sought and the reasons and data in support of such request for modification or exception.

This regulation shall take effect on the 1st day of July 1944.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176, WPB Directive 33, as amended, 9 F.R. 64, 4580)

Issued this 20th day of June 1944.

HAROLD L. ICKES,

Solid Fuels Administrator for War.

[F. R. Doc. 44-9060; Filed, June 21, 1944; 12:25 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

Subchapter B—Executive Vice-Chairman

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 1042—IMPORTS OF STRATEGIC MATERIALS

[General Imports Order M-63, as Amended June 22, 1944]

The fulfillment of requirements for the defense of the United States has

created a shortage in the supply of certain imported materials for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1042.1 *General Imports Order M-63*—(a) *Definitions*. For the purposes of this order:

(1) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether or not incorporated.

(2) "Owner" of any material means any person who has any property interest in such material except a person whose interest is held solely as security for the payment of money.

(3) "Consignee" means the person to whom a material is consigned at the time of importation.

(4) "Import" means to transport in any manner into the continental United States from any foreign country or from any territory or possession of the United States (including the Philippine Islands). It includes shipments into a free port, free zone, or bonded custody of the United States Bureau of Customs (bonded warehouse) in the continental United States and shipments in bond into the continental United States for transshipment to Canada, Mexico, or any other foreign country.

(5) "Place of initial storage" means any warehouse, yard ground storage, or other place, to which the person making the entry or withdrawal from custody of the United States Bureau of Customs of material imported subject to this order directs or has directed that such material be transported from the port of entry to be held until disposed of pursuant to this order.

(6) Material shall be deemed "in transit" if it is afloat, if an on board ocean bill of lading has actually been issued with respect to it, or if it has actually been delivered to and accepted by a rail, truck, or air carrier, for transportation to a point within the continental United States.

(7) "Governing date" with respect to any material means the date when such material first became subject to General Imports Order M-63.

(b) *Restrictions on imports of materials*—(1) *General restriction*. No person, except as authorized in writing by the War Production Board shall purchase for import, receive, or offer to receive on consignment for import, or make any contract or other arrangement for the importing of, any material subject to this order after the governing date. The foregoing restrictions shall apply to the importation of any material subject to the order, regardless of the existence on the governing date or thereafter of any contract or other arrangement for the importation of such material. The materials subject to this order are those listed from time to time upon

List I, List II, and List III attached hereto.

(2) *Authorization by War Production Board*. Any person desiring such authorization, whether owner, purchaser, seller, or consignee of the material to be imported, or agent of any of them, shall make application therefor in duplicate on Form WPB-1041 (formerly PD-222C) addressed to the War Production Board, Ref.: M-63, Washington 25, D. C. Unless otherwise expressly permitted, such authorization shall apply only to the particular material and shipment mentioned therein and to the persons and their agents concerned with such shipment; it shall not be assignable or transferable either in whole or in part.

(3) *Restrictions on financing of imports*. No bank or other person shall participate, by financing or otherwise, in any arrangement which such bank or person knows or has reason to know involves the importation after the governing date of any material subject to this order, unless such bank or person either has received a copy of the authorization issued by the War Production Board under the provisions of paragraph (b) (2) or is satisfied from known facts that the proposed transaction comes within the exceptions set forth in paragraph (b) (4).

(4) *Exceptions*. Unless otherwise directed by the War Production Board, the restrictions set forth in this paragraph (b) shall not apply:

(i) To the Foreign Economic Administration, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation, or any other United States governmental department, agency, or corporation, or any agent acting for any such department, agency or corporation; or

(ii) To any material of which any United States governmental department, agency, or corporation is the owner at the time of importation, or to any material which the owner at the time of importation had purchased or otherwise acquired from any United States governmental department, agency or corporation; or

(iii) To any material which on the governing date was in transit to a point within the continental United States.

(iv) [Deleted Mar. 30, 1944]

(v) To any material consigned as a gift or imported for personal use where the value of each consignment or shipment is less than \$100.00; or to any material consigned or imported as a sample where the value of each consignment or shipment is less than \$25.00; or to any used material in the category of household goods imported by the owner for his own personal use; or

(vi) To materials consigned as gifts for personal use by or to members of

the Armed Services of the United States; or

(vii) To any material on List I or List II imported by any person under any contract or other arrangement made before, or in existence on the governing date and which, on December 28, 1942, was in transit to a point within the continental United States; or

(viii) To manufactured materials which are imported in bond solely for the purpose of having them repaired and then returned to the owner outside the continental United States; or

(ix) To materials which were grown, produced, or manufactured in the continental United States, and which were shipped outside the continental United States on consignment or pursuant to a contract of purchase, and which are now returned as rejected by the prospective purchaser; or

(x) To materials shipped into the United States in transit from one point in Mexico to another point in Mexico, or from one point in Canada to another point in Canada.

(c) *Restrictions on disposition of List I material*. Except as hereinafter specifically provided in paragraph (d) hereof:

(1) *Restrictions upon owners and consignees*. No owner or consignee of any material on List I which is imported after the governing date shall in any way, directly or indirectly:

(i) Dispose of any interest in such material;

(ii) Process or in any way change the physical condition of such material;

(iii) Transfer possession, or cause or permit a transfer of possession, of such material except to the port of entry and from the port of entry to the place of initial storage of such material; or

(iv) Change, or cause or permit a change of, the location of such material except to the port of entry and from the port of entry to the place of initial storage of such material.

Provided: That a consignee of such material may dispose of his interest in such material to the extent necessary to complete any commitment or contract made prior to the governing date. The person to whom he disposes of such interest shall be subject to all restrictions imposed upon owners by this order.

(2) *Restrictions upon banks and persons similarly situated*. No bank or other person which, as agent, pledgee, beneficiary under a trust receipt, or otherwise, has possession of or any interest in any written instrument evidencing any interest in any material on List I shall in any way, directly or indirectly, dispose of any such interest, or transfer possession, or cause or permit a transfer of possession, of such instrument, unless:

(i) Such material was imported before the governing date; or

(ii) Such person neither knows nor has reason to know that such material was imported after the governing date; or

(iii) Such disposition or transfer is necessary to permit a consignee to make a permissible disposition of material in accordance with subparagraph (1) of this paragraph (c); or

(iv) Such disposition or transfer is made to the owner of the material and such owner has complied with all the provisions of this order.

(d) *Permissible disposition of List I materials*—(1) *Transfer to governmental agency.* Nothing contained in this order shall prohibit an owner or consignee of any material on List I imported after the governing date, or a bank or other person having possession of, or an interest in, a written instrument evidencing an interest in such material, from disposing of, or making any arrangement to dispose of, any interest in such material to the Foreign Economic Administration, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation, or any other United States governmental department, agency, or corporation.

(2) *Authorization by War Production Board.* Notwithstanding the provisions of paragraph (c), an owner or consignee of material on List I imported after the governing date or a bank or other person having possession of or an interest in a written instrument evidencing an interest in such material, may process such material or may dispose of any interest in such material or any such written instrument, or transfer possession or change the location thereof, or cause or permit such a transfer of possession or change of location, upon written authorization by the War Production Board. Any such person may make application in duplicate for such an authorization on Form WPB-1039 (formerly PD-222A), which form shall be addressed to the War Production Board, Ref.: M-63, Washington 25, D. C.

(3) *Exceptions.* The restrictions set forth in paragraph (c) shall not apply to any material after any United States governmental department, agency, or corporation becomes the owner thereof, and shall not apply to any material of which any United States governmental department, agency, or corporation is the owner at the time of importation, and shall not apply to any material purchased or otherwise acquired from any United States governmental department, agency, or corporation.

(e) *Restrictions on disposition of List II or List III material.* Unless otherwise provided by the terms of the authorization issued pursuant to paragraph (b) (2), any material on List II or List III, which is imported in accordance with the provisions of this order after the governing date, may be sold, delivered,

processed, consumed, purchased, or received without restriction under this order, but all such transactions shall be subject to all applicable provisions of the regulations of the War Production Board and to all orders and directions of the War Production Board which now or hereafter may be in effect with respect to such material.

(f) *Reports*—(1) *Reports on customs entry.* No material which is imported after the governing date, including materials imported by or for the account of the Foreign Economic Administration, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation, or any other United States governmental department, agency, or corporation, shall be entered through the United States Bureau of Customs for any purpose, whether for consumption, for warehouse, in transit, in bond, for re-export, for appraisal, or otherwise, unless the person making the entry shall file with the entry Form WPB-1040 (formerly PD-222B) in duplicate. The filing of such form a second time shall not be required upon any subsequent entry of such material through the United States Bureau of Customs for any purpose; nor shall the filing of such form be required upon the withdrawal of any material from bonded custody of the United States Bureau of Customs, regardless of the date when such material was first transported into the continental United States. Both copies of such form shall be transmitted by the Collector of Customs to the War Production Board, Division of Stockpiling and Transportation, Ref.: M-63, Washington 25, D. C.

(2) *Other reports.* All persons having any interest in, or taking any action with respect to, any material imported after the governing date, whether as owner, agent, consignee, or otherwise, shall file such other reports as may be required from time to time by the War Production Board.

(g) *Routing of communications.* All communications concerning this order shall, unless otherwise herein directed, be addressed to: War Production Board, Washington 25, D. C., Ref.: M-63.

(h) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or who furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing

or using, material under priority assistance. In addition, the War Production Board may direct the disposition and use of any material which is imported without authorization as required by paragraph (b).

(i) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the War Production Board, as amended from time to time.

(j) *Effect on liability of removal of material from order.* The removal of any material from the order shall not be construed to affect in any way any liability for violation of the order which accrued or was incurred prior to the date of removal.

Issued this 22d day of June 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.
List I

NOTE: List I amended June 22, 1944, effective June 29, 1944.

The numbers listed after the following materials are commodity numbers taken from Schedule A, Statistical Classification of Imports of the Department of Commerce (issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed, the description given shall control.

Material	Commerce Import Class No.	Governing date
Agave manufactures and semi-manufactures:		
Sisal cordage, including cables, tarred or untarred composed of 3 or more strands, each strand composed of 2 or more yarns.....	3417.010 3417.110	1/18/43 1/18/43
Carpet yarns of agave, dyed or undyed.....	N. S. C.	7/21/42
Cordage of agave fibers, other than sisal.....	N. S. C.	11/18/43
Cords and twines of agave fibers.....	N. S. C.	11/18/43
Fabrics woven of agave fibers.....	N. S. C.	11/18/43
Other manufactures (including all products in whole or in part of agave fibers).....	N. S. C. (3535.000- 3535.400 inc.	1/18/43 7/2/42
Alpaca llama, and vicuna hair.....	0369.500	6/28/43
Alpargatas.....	0036.600	5/22/42
Beef and mutton tallow—includes oleo stock.....	0815.600	5/22/42
Beef and mutton tallow (inedible)—includes oleo stock.....	5120.600	10/6/42
Brazilian pebble (quartz crystals), unmanufactured.....	N. S. C.	10/6/42
Brazilian pebble (quartz crystals), manufactured and semimanufactured in blanks, slabs, bars, etc.....	2936.000	11/23/42
Broomcorn.....	2231.000	4/8/42
Castor beans.....	6213.100	12/28/41
Chrome ore (Chromite).....	6213.300 6213.500	12/28/41 12/28/41
Cinchona bark or other bark from which quinine may be extracted.....	2201.000	5/22/42
Cod oil.....	0804.000	5/22/42
Columbium ore (columbite) or concentrates.....	6270.300	4/8/42

See footnotes at end of table.

LIST I—Continued

Material	Com- merce Import Class No.	Govern- ing date
Cottonseed oil, crude, refined.....	1423. 100 1423. 200	5/22/42 5/22/42
Feathers for beds (including goose and duck feathers and down, and mixtures thereof, new and used).....	0622. 200	6/28/43
Flaxseed (linseed).....	2233. 000	5/22/42
Graphite or plumbago:		
Amorphous, natural (except of Mexican origin).....	5730. 100	4/8/42
Crystalline flake.....	5730. 500	12/28/41
Crystalline, crucible lump and chip graphite.....	5730. 610	4/8/42
Crystalline, dust and other crystalline lump and chip graphite.....	5730. 630	4/8/42
Hemp (Cannabis Sativa type only), unmanufactured:		
Hacked including "line of hemp".....	3263. 000	9/11/42
Not hacked.....	3263. 200	9/11/42
Tow.....	3263. 300	9/11/42
Hides and skins:		
Deer: buck or doe.....	0293. 100	9/11/42
Lac: crude, seed, button and stick.....	2105. 000	4/8/42
Lard oil.....	N. S. C.	3/5/43
Lard (including rendered pork fat). Lard compounds and lard substitu- tes made from animal or vege- table oils and fats.....	0036. 000	3/5/43
Leather, unmanufactured:		
Leather made from hides or skins of cattle of the bovine species.....	0300. 100 0317. 900 inc.	7/2/42
Leather made from hides or skins of animals of the equine species.....	0345. 000 0345. 100	7/2/42
Goat and kidskin leather (except vegetable-tanned).....	N. S. C. 0383. 000 0383. 500 inc.	7/2/42
Linseed oil, and combinations and mixtures, in chief value of such oil.....	0335. 400 0340. 800 0345. 200 0345. 300	7/2/42 7/2/42 7/2/42 7/2/42
Manganese ore (including ferrugi- nous) or concentrates, and man- ganiferous iron ore, containing 35 percent and over of manganese.....	2254. 000	5/22/42
Muru muru nut oil.....	6211. 200	5/14/43
Neatsfoot oil and animal oils known as neatsfoot stock.....	6211. 300	5/14/43
Oleo oil.....	N. S. C.	8/21/42
Peanut (ground nut) oil.....	0808. 950	5/22/42
Peanuts:		
Shelled.....	0036. 200	8/21/42
Not shelled.....	1427. 000	5/22/42
Pyrethrum or insect flowers.....	2220. 310	10/21/42
Pyrethrum, or insect flowers, ad- vanced in value or condition.....	2237. 000	5/22/42
Rapeseed.....	2210. 650	10/21/42
Red squill.....	2210. 280	5/4/42
Rotenone bearing roots (cubé root (timbo or barbasco) derris and tuba) crude and advanced.....	2210. 300 2220. 360 2220. 370	5/4/42 5/4/42 5/4/42
Rutile.....	6270. 200	12/28/41
Seal oil.....	0816. 000	7/2/43
Sesame oil, edible and inedible.....	1428. 200 2249. 000	7/21/42 7/21/42
Sunflower oil, edible and dena- tured.....	1421. 600	5/22/42
Sunflower seed.....	2247. 000	5/22/42
Tantalum ore (tantallite).....	2240. 000	5/22/42
Tucum oil.....	6270. 400	4/8/42
Whale oil (other than sperm).....	N. S. C.	8/21/42
Zirconium ore.....	0803. 500 6270. 500	5/22/42 12/28/41

1 Moved from List II 4/28/43.

2 Moved from List III 1/18/43.

3 Moved from List III 4/28/43.

4 Moved from List II 5/14/43.

5 Moved from List III 3/5/43.

6 Moved from List II 10/6/42.

7 Moved from List III 5/17/44.

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

LIST II

NOTE: List II amended June 22, 1944, effective June 29, 1944.

The numbers listed after the following materials are commodity numbers taken from Schedule A, Statistical Classification of Imports of the Department of Commerce (issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed, the description given shall control.

Material	Com- merce Import Class No.	Govern- ing date
Agave fibers, unmanufactured, not elsewhere specified on this order (except flume tow and bagasse waste).....	N. S. C. 6650. 000	8/5/43 12/28/41
Antimony.....	6651. 000 6651. 100 8380. 180 8380. 210	12/28/41 12/28/41 12/28/41 12/28/41
Asbestos, unmanufactured (origi- nating in Rhodesia or Union of South Africa).....	5500. 010 5500. 020 5500. 090 5500. 300 5500. 500 5501. 000 5501. 100 5501. 900 5502. 100	1/13/42 1/13/42 1/13/42 1/13/42 1/13/42 1/13/42 1/13/42 1/13/42
Babassu nuts and kernels.....	2239. 130 2239. 150	4/8/42 4/8/42
Babassu nut oil.....	2237. 100	4/8/42
Balsa wood:		
Logs.....	4029. 100	6/10/42
Sawn boards, planks, deals and sawn timber.....	4118. 000	6/10/42
Beryllium ore or beryllium ore.....	6270. 000	5/4/42
Beryllium oxide, carbonate and other beryllium salts.....	8380. 963	5/4/42
Bristles, hog and pig.....	0817. 000 0979. 100	3/14/42 3/14/42
Brushes, n. s. p. f.:		
Paint brushes (including artists) Other (except toilet brushes and hair pencils).....	9715. 100 9715. 900	2/9/43 2/9/43
Castor oil.....	2260. 020	4/8/42
Cattle, ox, and calf tail hair in- cluding switches.....	3696. 100	7/2/42
Cedar, Spanish:		
Logs.....	4032. 000	4/28/43
Lumber, rough, not further manufactured than sawed, and flooring.....	4202. 000	4/28/43
Lumber, dressed, not further manufactured than planed, tongued, and grooved.....	N. S. C.	4/28/43
Cocunut oil.....	2242. 500	1/13/42
Cohune nuts and kernels.....	N. S. C.	4/8/42
Cohune nut oil.....	N. S. C.	9/11/42
Coir fiber.....	3409. 000	11/23/42
Coir yarn.....	3420. 000	11/23/42
Coir manufactures, other than pile mats, floor coverings, matting, etc.....	N. S. C.	11/23/42
Copper.....	6401. 800 6417. 100 6430. 000 6418. 300 6401. 900 6418. 100 6453. 000 6780. 020 2232. 000	12/28/41 3/14/42 3/14/42 6/1/42 12/28/41 7/2/42 6/1/42 6/1/42 1/13/42
Copper and brass scrap.....	6418. 100 6453. 000 6780. 020 2232. 000	7/2/42 6/1/42 6/1/42 1/13/42
Copra.....	2232. 000	1/13/42
Corundum in grains, or ground, pulverized or refined.....	N. S. C.	5/22/42
Corundum ore.....	5460. 000	5/22/42
Cotton yarns and fabrics:		
Airplane cloth, type MM.....	N. S. C.	8/21/42
Balloon fabric, type HH.....	N. S. C.	8/21/42
Balloon fabric, type SS.....	N. S. C.	8/21/42
Cotton rope or spinning mules.....	N. S. C.	11/23/42
Decating apron fabric.....	N. S. C.	11/23/42
English spun combed cotton yarn, single or plied, in counts of 58's and finer.....	N. S. C.	11/23/42
Filter cloth.....	N. S. C.	11/23/42
Grey tracing cloth fabric.....	N. S. C.	11/23/42
Lithograph moleskin cloth.....	N. S. C.	11/23/42
Printers moulton.....	N. S. C.	11/23/42
Tracing cloth.....	3970. 000	8/21/42
Typewriter ribbon fabric.....	N. S. C.	8/21/42
Cottonseed hull fiber.....	N. S. C.	7/21/42
Emetine and salts thereof.....	N. S. C.	8/5/43
Fir, other than Douglas fir:		
Logs.....	N. S. C.	4/28/43

See footnotes at end of table.

LIST II—Continued

Material	Com- merce Import Class No.	Govern- ing date
Fir, other than Douglas fir—Con. Lumber, rough sawed boards, planks, deals, etc.....	4104. 040	4/28/43
Lumber, dressed sawed boards, planks, deals, etc.....	4104. 050	4/28/43
Flax, unmanufactured (all types): Hacked, including "dressed line" Not hacked:	3261. 000	7/2/42
Valued less than \$340 per ton.....	3262. 500	4/8/42
Valued \$340 or more per ton.....	3262. 600	4/8/42
Neils.....	3262. 700	7/2/42
Tow.....	3262. 800	5/4/42
Straw.....	3262. 900	5/4/42
Glycerine, crude and refined.....	8290. 000 8291. 100	5/22/42 5/22/42
Hair, curled.....	3698. 800	6/20/44
Hides and skins:		
Buffalo hides, dry and wet.....	0203. 000	1/13/42
Cabretta skins or hair sheep skins Calf, dry and wet.....	0203. 100 0203. 000	1/13/42 7/2/42
Cattle hides, dry and wet.....	0207. 000	1/13/42
Goat and kid skins, dry and wet.....	0208. 000 0201. 000 0202. 000	1/13/42 1/13/42 1/13/42
Kip, dry and wet.....	0241. 000 0242. 000	7/2/42 7/2/42
Horse mane and tail hair, raw and drawn, including switches.....	0205. 000 0206. 000	1/13/42 1/13/42
Ipecac, crude and advanced in value or condition.....	3694. 000 3694. 100	3/14/42 3/14/42
Iron and steel scrap, fit only for remanufacture.....	2210. 450 2220. 170	1/18/43 1/18/43
Istle or tampico fiber, manufac- tured in whole or in part (dressed), except tula istle.....	6004. 000 6004. 100	6/1/42 6/1/42
Istle or tampico fiber manufac- tures (including all products in whole or in part of istle, except tula istle).....	N. S. C.	3/5/43
Istle or tampico fiber, unmanufac- tured (including istle waste).....	N. S. C.	11/23/42
Jewels, for any movement, mech- anism, device or instrument durable under paragraphs 367 and 368 of the Tariff Act of 1930, or any meter or compass (Jewel bearings).....	2405. 000	3/14/42
Jute and manufacturers:		
Waste bagging and waste sugar sack cloth.....	9580. 000	1/12/44
Jute yarns or roving, single.....	3243. 000 3244. 000	6/10/43 6/10/43
Jute cordage, twine and twist of 2 or more yarns twisted to- gether, size of single yarn or roving:	3244. 100 3244. 200 3244. 300	6/10/43 6/10/43 6/10/43
Not bleached, dyed or other- wise treated.....	3245. 200 3245. 300 3245. 400 3245. 500	6/10/43 6/10/43 6/10/43 6/10/43
Bleached, dyed or otherwise treated.....	3245. 220 3245. 320 3245. 420 3245. 520	6/10/43 6/10/43 6/10/43 6/10/43
Bagging for cotton, gunny cloth, etc., of single yarns, not bleached, colored, or printed, not exceeding 16 threads in warp and filling to the square inch, or jute or other vegetable fiber.....	3246. 000 3246. 100	6/10/43 6/10/43
Burlaps and other woven fabrics wholly of jute, n. s. p. f.....	3247. 000 3247. 200	6/10/43 6/10/43
Plain woven fabrics of jute, weighing less than 4 ounces per square yard.....	3248. 000	6/10/43
Woven fabrics of jute for pad- dings or interlinings exceeding 30 threads in warp and filling to the square inch, weighing from 4½ to 12 ounces, inclusive, per square yard.....	3248. 100	6/10/43
Woven fabrics, n. s. p. f. in chief value but not wholly of jute.....	3248. 200	6/10/43
Jute sliver.....	3250. 000	6/10/43
Jute webbing, not exceeding 12 inches in width.....	3250. 700	6/10/43
Jute manufactures, n. s. p. f.....	3250. 900	6/10/43
Jute bags or sacks.....	3249. 000 3240. 100	4/2/43 4/2/43
Jute butts, unmanufactured.....	3242. 000	10/6/42
Jute, unmanufactured.....	3241. 000	10/6/42

See footnotes at end of table.

LIST II—Continued

Material	Com- merce Import Class No.	Govern- ing date
Kapok.....	3403.000	7/2/42
Kyanite and sillimanite.....	5930.950	12/28/41
Lead.....	6504.000	12/28/41
	6505.000	1/9/42
	6505.100	12/28/41
	6506.100	1/9/42
	6506.500	1/9/42
	6506.900	6/1/42
	6507.000	1/9/42
	6509.000	1/9/42
Leather, unmanufactured:		
Chamois leather.....	0335.350	7/2/42
	0335.800	7/2/42
Rough tanned leather (incl. India-tanned):		
Vegetable-tanned goat and sheepskins.....	0339.000	7/2/42
	0339.100	7/2/42
Sheep and lamb leather (includ- ing shearlings and cabrettas):		
Leather for shoe purposes.....	0332.000	7/2/42
	0332.100	7/2/42
	0335.300	7/2/42
Glove and garment leather.....		
Leather, n. s. p. f. cut into shoe uppers, vamps, or other forms.	N. S. C.	7/2/42
Patent leather for the manufac- ture of footwear.....	N. S. C.	7/2/42
Grained, embossed, etc., or fancy leather.....	0345.400	7/2/42
Skivlers, n. s. p. f.....	0335.200	7/2/42
In the rough, in the white, crust or russet, partly fin- ished or finished.....	N. S. C.	7/2/42
Other (except glove and gar- ment).....	0332.500	7/2/42
Leather products made in whole or in part of bovine, equine or goatskin leather:		
Aprons.....	N. S. C.	5/27/44
Belts, transmission.....	N. S. C.	5/27/44
Belts, designed to be worn on the person.....	N. S. C.	5/27/44
Chaps, work.....	N. S. C.	5/27/44
Flat leather goods.....	N. S. C.	5/27/44
Footwear (including slippers).....	N. S. C.	5/27/44
Furniture.....	N. S. C.	5/27/44
Garments.....	N. S. C.	5/27/44
Gloves, work.....	N. S. C.	5/27/44
Handbags and purses.....	N. S. C.	5/27/44
Harness.....	N. S. C.	5/27/44
Horse collars.....	N. S. C.	5/27/44
Hydraulic, packing, mechani- cal, and textile leather prod- ucts.....	N. S. C.	5/27/44
Laces and thongs.....	N. S. C.	5/27/44
Luggage and related articles (including suitcases, valises, satchels, traveling and over- night bags, hatboxes, trunks and other luggage; and boxes, caskets, chests, baskets, rolls, brief cases, golf bags, and other cases):		
Made wholly or in part of bovine leather.....	N. S. C.	8/5/43
Made wholly or in part of equine leather.....	N. S. C.	5/27/44
Made wholly or in part of goatskin leather.....	N. S. C.	5/27/44
Rifle scabbards; rifle slings, pistol holsters, and pistol belts.....	N. S. C.	5/27/44
Saddles and saddlery.....	N. S. C.	5/27/44
Suspenders.....	N. S. C.	5/27/44
Loofa (Luffa) sponges.....	N. S. C.	8/21/42
Magney or cantala, unmanufac- tured.....	3409.200	1/18/42
Mahogany, dressed and not further manufactured than planed, tongued, and grooved.....	4204.100	7/21/42
Mahogany logs.....	4031.000	7/21/42
Mahogany rough (not further manufactured than sawed).....	4202.100	7/21/42
Mangrove bark.....	2320.180	7/2/42
Mangrove extract (including Phil- ippine cutch).....	2342.000	7/2/42
Manila or abaca cordage, includ- ing cables, tarred or untarred, composed of 3 or more strands, each strand composed of 2 or more yarns.....	3417.095	6/28/43
	3417.195	6/28/43
Manila or abaca fiber (except T grade tow).....	3402.300	4/28/43
Manila or abaca tow (T grade only)	3402.500	4/28/43
Manila or abaca fiber manufactures (incl. all manila or abaca prod- ucts).....	N. S. C.	4/28/43
Mercury-bearing ores and concen- trates.....	N. S. C.	4/8/42

See footnotes at end of table.

LIST II—Continued

Material	Com- merce Import Class No.	Govern- ing date
Mercury or quicksilver (metallic).....	6662.000	12/28/41
Meshta fiber.....	N. S. C.	10/6/42
Metallic beryllium, caesium, lithi- um, and potassium.....	8380.870	5/4/42
Metallic mineral substances in crude form, not otherwise class- ified (such as drosses, skimmings, residues, brass foundry ash, and flue dust).....	6740.190	6/1/42
Mica.....	5560.810	3/14/42
	5560.840	3/14/42
	5560.860	3/14/42
	5560.890	3/14/42
	5560.910	3/14/42
	5560.940	3/14/42
	5560.960	3/14/42
	5560.990	3/14/42
	5561.000	3/14/42
	5561.300	3/14/42
	5561.400	3/14/42
	5561.500	7/21/42
	5561.600	3/14/42
	5561.900	3/14/42
	5564.000	3/14/42
	5564.200	3/14/42
	N. S. C.	1/18/43
Milkweed.....		
Ouricury (uricury) nuts and ker- nels.....	2239.610	5/22/42
	2239.620	5/22/42
Ouricury (uricury) oil, inedible and edible.....	2257.800	5/22/42
	2257.830	5/22/42
Palm nut kernels.....	2236.500	3/14/42
Palm kernel oil.....	2248.000	3/14/42
Palm oil.....	2243.000	1/13/42
Pine, other than Northern white or Norway pine:		
Logs.....	N. S. C.	4/28/43
Lumber, sawed boards, planks, deals, etc., rough and dressed.....	4107.700	4/28/43
Prima Vera:		
Logs.....	4033.400	4/28/43
Lumber, rough, not further man- ufactured than sawed, and flooring.....	N. S. C.	4/28/43
Lumber, dressed, not further manufactured than planed, tongued, and grooved.....	N. S. C.	4/28/43
Pulpwood, except chipped pulp- wood.....	4595.000	1/12/44
	inc.	
Punga fiber.....	N. S. C.	3/5/43
Quebracho extract.....	2344.000	7/2/42
Quebracho wood.....	2305.000	7/2/42
Quinine salts or alkaloids from cin- chona bark:		
Quinine sulphate.....	8102.000	3/5/43
Quinine alkaloid.....	8103.200	3/5/43
Other salts and derivatives of quinine.....	8103.300	3/5/43
Cinchonidine and its salts.....	8103.400	3/5/43
Cinchonine and its salts.....	8103.500	3/5/43
Quinidine and its salts.....	8103.600	3/5/43
Totaquine and totaquine com- pounds.....	N. S. C.	3/5/43
Rapeseed oil, denatured and not denatured.....	2246.000	5/22/42
	2253.000	1/13/42
Shellac, unbleached and bleached.....	2107.200	3/14/42
	2108.000	3/14/42
Silk:		
Cocoons.....	3703.000	10/21/42
Partially manufactured silk, and silk noils exceeding 2 inches in length, not twisted or spun.....	3799.000	10/21/42
Raw silk in skeins, reeled from the cocoon, or re-reeled, not wound, doubled, twisted, or advanced.....	3702.000	10/21/42
Silk waste.....	3704.000	10/21/42
Wild silk or tussah.....	3702.100	10/21/42
Silver:		
Ores, concentrates, and base bul- lion, valuable chiefly for silver content.....	6819.500	7/21/42
Bullion, refined.....	6819.600	7/21/42
Coin, foreign.....	6819.800	7/21/42
Sweepings and scrap, including silver sulphides.....	6819.900	7/21/42
Semiprocessed items, valuable chiefly for silver content.....	N. S. C.	7/21/42
Compounds, mixtures and salts, valuable chiefly for silver con- tent.....	N. S. C.	7/21/42
Sisal and henequen, unmanufac- tured (except flume tow and bagasse waste).....	N. S. C.	1/18/43
Talc, steatite (magnesium silicate), containing not to exceed 1 1/2% lime and 1 1/2% ferric oxide:		
Crude and unground.....	N. S. C.	11/23/42

See footnotes at end of table.

LIST II—Continued

Material	Com- merce Import Class No.	Govern- ing date
Tin:		
Alloys, chief value tin, n. s. p. f. (including alloy scrap).....	6551.500	6/1/42
Bars, blocks, pigs, grain or gran- ulated.....	6551.300	6/1/42
Metallic scrap (except alloyed scrap).....	6551.500	6/1/42
Tin-plate scrap.....	6740.050	7/2/42
Tung oil (China wood oil).....	2241.000	11/13/42
Tungsten ore and concentrates.....	6232.000	12/28/41
Urena lobata fiber.....	N. S. C.	10/6/42
Vanadium ore.....	6260.000	12/28/41
Wattle bark.....	2309.000	7/2/42
Wattle extract.....	2345.500	7/2/42
Yucca fiber.....	N. S. C.	3/5/43
Zinc blocks, pigs or slabs.....	6558.200	12/28/41

1 Moved from List I 1/8/44.

2 Moved from List I 3/30/44.

3 Moved from List I 3/30/44.

4 Moved from List III 5/17/44.

5 Moved from List I 6/22/44.

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

LIST III

NOTE: List III amended June 22, 1944, effective June 29, 1944.

The numbers listed after the following materials are commodity numbers taken from Schedule A, Statistical Classification of Imports of the Department of Commerce (issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed, the description given shall control.

Material	Com- merce Import Class No.	Govern- ing date
Agave fiber processors' mill waste (including sisal and henequen processors' mill waste).....	N. S. C.	8/5/43
Agave flume tow and bagasse waste not elsewhere specified on this order.....	N. S. C.	8/5/43
Alewives and other pickled or salted fish, n. s. p. f.....	0073.300 0073.900 inc.	7/2/42
Alfalfa seed.....	2401.000	7/2/42
Anchovies, canned, not in oil or in oil and other substances.....	0067.000	7/2/42
Anchovies, in oil or in oil and other substances.....	0064.200 0064.300	1/18/43 1/18/43
Apples, dried, desiccated, or evapo- rated.....	1330.010	6/28/43
Apricots, dried, desiccated, or evaporated.....	1330.120	6/28/43
Argols, tartar and wine lees, and crude calcium tartrate.....	8329.000 8330.000 8330.013	7/2/42 7/2/42 7/2/42
Balata, Coquirana (crude and washed).....	N. S. C.	5/27/44
Balata, Massarunduba.....	N. S. C.	3/5/43
Balata, Peruvian chicken-wire.....	N. S. C.	5/27/44
Balata, Peruvian F. A. Q., white.....	N. S. C.	3/5/43
Bananas, dried, desiccated, or evaporated.....	1330.170	6/28/43
Bananas, green or ripe.....	1301.000	7/2/42
Barley malt.....	1080.000	7/2/42
Barley.....	1020.000	6/29/44
Baskets and bags of wood, straw, etc.....	4221.000 4221.200 4221.500 4221.600 4221.900	7/2/42 7/2/42 7/2/42 7/2/42 7/2/42
Beans, dried.....	1192.000	7/2/42
Beef and veal, pickled or cured.....	0029.000	7/2/42
Beef, canned, including corned beef.....	0028.000	7/2/42
Beef, fresh, chilled or frozen.....	0018.000	5/14/43

See footnotes at end of table.

LIST III—Continued

Material	Com- merce Import Class No.	Govern- ing date
Blood, dried	8505.000	7/2/42
Bone black, bone char, and blood char	0990.130	7/2/42
Bones, crude	0911.200	7/2/42
Bones, ground, ash, dust, meal and flour	0911.300	7/2/42
Bran, shorts, and other wheat by- product feeds	1181.000	7/2/42
Brazil or cream nuts	1356.000	7/2/42
Butter	1357.000	7/2/42
Buttermilk, dried	0044.000	7/2/42
Cacao butter (cocoa butter)	0041.200	4/2/43
Camel's hair	1420.000	7/2/42
	3510.000	4/28/43
	3511.000	4/28/43
	3511.100	4/28/43
	3511.200	4/28/43
	3511.300	4/28/43
Camel's hair tops	3550.000	1/18/43
Canary seed	2452.000	7/2/42
Carao fiber	4692.800	7/2/42
Carao manufactures	N. S. C.	1/18/43
Carao yarn	N. S. C.	10/6/42
Casain or lactarene	0943.000	7/2/42
Cashmere goat hair, Angora rabbit hair, and hair of other like ani- mals, n. e. s.	3535.500	4/2/43
	3535.600	4/2/43
	3535.700	4/2/43
	3535.800	4/2/43
	3535.900	4/2/43
Cassia buds, unground	1533.000	10/6/42
Cassia, cassia vera, unground	1533.100	10/6/42
Cassia, cassia buds and cassia vera, ground	1550.070	10/6/42
Castor bean pomace (castor oil cake and castor oil cake meal)	8509.100	1/18/43
Celery seeds	1525.000	8/5/43
	0045.100	
Cheese	0046.500	7/2/42
	inc.	
Cherries dried, desiccated, evap- orated	1317.100	6/28/43
Chickens and guineas:		
Dead, fresh, chilled or frozen, dressed or undressed	0025.400	4/28/43
Live	N. S. C.	4/28/43
Prepared or preserved	N. S. C.	4/28/43
Chickpeas and garbanzos, dried	1200.000	7/2/42
Chicle, crude and refined or ad- vanced	2131.000	7/2/42
	2189.300	7/2/42
China clay or Kaolin	5390.000	8/21/42
Cinnamon and chips of, unground	1526.600	10/6/42
Cinnamon and chips of, ground	1550.080	10/6/42
Cocoa beans or cacao beans	1501.300	7/2/42
Cocoa powder, unsweetened and sweetened	1502.100	1/18/43
	1502.300	1/18/43
	1502.900	1/18/43
Coconuts, in the shell	1351.000	10/21/42
Coconut meat, shredded and desic- cated or similarly prepared	1379.000	10/21/42
Cod, haddock, hake, pollock, and cusk, pickled or salted (not in oil etc., and not in airtight contain- ers, weighing, with contents, not over 15 lbs. each)	0069.000	4/2/43
	0069.200	4/2/43
	0069.900	4/2/43
Coffee, raw or green, roasted or processed	1511.000	7/2/42
	1511.100	7/2/42
Combinations and mixtures of ani- mal, vegetable, or mineral oils, or any of them, with or without other substances, not specifically provided for	2260.120	7/21/42
Congo gum copal	N. S. C.	1/12/44
Corn	1031.000	7/2/42
Corn meal, flour, grits and similar products	1090.190	6/20/44
Corn, cracked	1090.180	7/2/42
Corned beef hash	1250.230	5/27/44
Cornstarch	2815.000	10/25/43
Cotton linters (all grades)	3005.000	7/2/42
Cotton, raw (all staple length)	3001.000	7/2/42
	3003.600	7/2/42
	3003.700	7/2/42
	3003.800	7/2/42
	3006.100	7/2/42
Cotton waste	3006.200	7/2/42
	3006.310	7/2/42
	3006.330	7/2/42
	3006.350	7/2/42
	3006.600	7/2/42
	3230.380	7/2/42
	3230.390	7/2/42
Cotton—Merino waste	0850.902	7/2/42
Cream, dried	0041.300	4/2/43
Currin vegetal	3407.000	6/28/43
Currents, dried	N. S. C.	6/28/43
Dates, dried	N. S. C.	6/28/43

See footnotes at end of table.

LIST III—Continued

Material	Com- merce Import Class No.	Govern- ing date
Dog food	1190.700	7/2/42
	1190.800	7/2/42
	0094.000	3/5/43
Egg albumen, dried	0095.000	3/5/43
Egg albumen, frozen, or otherwise prepared or preserved, n. s. p. f.	0088.100	7/2/42
Eggs (chicken) whole, in the shell	0090.000	3/5/43
Eggs, dried	0091.000	3/5/43
Eggs, frozen, or otherwise prepared or preserved, n. s. p. f.	0088.500	3/5/43
Eggs of poultry other than chicken, whole, in the shell	0092.000	3/5/43
Egg yolks, dried	0093.000	3/5/43
Egg yolks, frozen, or otherwise pre- pared or preserved, n. s. p. f.	2210.330	10/6/42
Ergot		
Fatty acids, not specifically pro- vided for derived from vege- table oils, animal or fish oils, animal fats and greases, not elsewhere specified:	2260.220	5/22/42
Cottonseed oil	2260.210	7/21/42
Linseed oil	2260.230	7/21/42
Soybean oil	2260.240	7/21/42
Other, not elsewhere specified		
Fatty alcohols and fatty acids sul- phated, not elsewhere specified, and salts of fatty acids sulphated, not elsewhere specified	2260.280	7/21/42
Feeds, mixed livestock and poul- try	1190.200	6/29/44
Figs, dried	N. S. C.	6/28/43
Fish scrap and fish meal	0976.000	7/2/42
	\$509.700	7/2/42
Fish-liver oil, n. e. s. (include hal- but-liver oil)	2220.250	1/12/44
Floor coverings:		
Carpets and carpeting, mats, rugs, art squares, etc., of wool, n. s. p. f.	3660.000	10/21/42
Pile mats and floor coverings of cocoa fiber (coir fiber)	3660.100	10/21/42
Pile mats and floor coverings of rattan	3660.300	10/21/42
Matting and articles of cocoa fiber (coir fiber) or rattan	3663.000	10/21/42
Floor coverings of grass or rice straw, not in chief value of cotton	3663.200	10/21/42
Textile floor coverings, other than wool, cotton, silk, rayon, etc., n. e. s.	3663.600	10/21/42
Fluorspar	5301.000	7/2/42
	5301.100	7/2/42
Fruits, dried, not elsewhere speci- fied on this order	N. S. C.	6/28/43
Garlic	1205.000	7/2/42
Ginger root, unground, not pre- served or candied	1836.100	10/6/42
Ginger root, ground, not preserved or candied	1550.080	10/6/42
Glue, except glue size and fish glue (value—under 40¢ lb.)	0940.100	7/2/42
Glue stock, not elsewhere specified	0930.900	8/5/43
Goat and kid hair except Angora (mohair) and Cashmere	3696.200	7/2/42
Grapes, dried, other than raisins	1319.500	6/28/43
Grapes, fresh (other than hot- house)	1318.500	7/2/42
Guano	8504.000	7/2/42
Gums, n. e. s., used in manu- facture of chewing gum	N. S. C.	3/5/43
Herring (including sprats, pil- chards and anchovies) all types	0070.000	7/2/42
	0070.900	7/2/42
Hibiscus cannabinus or ferox	N. S. C.	7/2/42
Hide cuttings, raw	0930.800	7/2/42
Hide splits, limed, pickled or dried (suitable for manufacturing into leather)	N. S. C.	1/12/44
Hides and skins:		
Horse, colt, and ass	0211.100	7/2/42
	0211.200	7/2/42
	0212.100	7/2/42
	0212.200	7/2/42
	0212.300	7/2/42
	0212.500	7/2/42
Shearings, dry and wet (except close shorn skins with commer- cially worthless wool, ¾ inch and down)	N. S. C.	7/2/42
Sheep and lamb skins, except shearings, cabrettas, etc.	0234.000	7/2/42
Picked skins, not split, no wool	0234.100	7/2/42
Picked fleshers, split, flesh side	0234.200	7/2/42
Picked skivers, split, grain side	0234.300	7/2/42
Other woolled (wool on) except shearings	0231.500	7/2/42
Hydrogenated or hardened oils and fats, vegetable or animal	2260.100	7/21/42
Ilmenite (including ilmenite sand)	6270.100	7/2/42
Iodine	8300.000	7/2/42
	8380.630	7/2/42
Iron ore	6001.000	7/2/42
Kola nuts	2210.490	7/2/42

See footnotes at end of table.

LIST III—Continued

Material	Com- merce Import Class No.	Govern- ing date
Lamb, fresh, chilled or frozen	0022.000	5/14/43
Leche caspi (including crude sorva gum)	2170.000	3/5/43
Lentils	1199.000	7/2/42
Lignoloe oil or Bois de Rose	2280.270	7/2/42
Lupines	1199.100	7/2/42
Mace, unground	1540.000	10/6/42
Mace, ground	1550.090	10/6/42
Mace, Bombay or wild, unground	1549.200	10/6/42
Mace, Bombay or wild, ground	1550.100	10/6/42
Maté	2210.570	7/2/42
Maté, Yerba, advanced in value or condition (Paraguay tea)	1770.900	10/6/42
Meats, canned n. e. s., and prepar- ed or preserved meats, n. s. p. f. (include liver paste; also include mutton)	0032.900	10/21/42
Meat extracts, including fluid	0096.000	7/2/42
Milk, condensed and evaporated	0040.000	7/2/42
	0040.100	7/2/42
	0040.700	7/2/42
Milk, skimmed, dried	0041.100	4/2/43
Milk, whole, dried	0041.000	4/2/43
Mohair (Angora goat hair)	3530.000	7/2/42
	3530.400	7/2/42
	inc.	
Mohair tops	3560.100	1/18/43
	3570.300	
Mohair yarns	3570.600	1/18/43
	inc.	
Molasses and sugar sirup, edible and inedible	1630.480	7/2/42
	1640.000	7/2/42
	inc.	
Muru muru nuts and kernels	2239.630	5/22/42
	2239.640	5/22/42
Mutton, fresh, chilled or frozen	0021.000	5/14/43
Nitrates, Sodium and Potassium	8506.000	7/2/42
	8527.500	7/2/42
	8527.900	7/2/42
Nitrogenous material, n. s. p. f. (in- cluding hoof meal and horn meal)	8509.800	1/18/43
Nutmegs, unground	1539.000	10/6/42
Nutmegs, ground	1550.110	10/6/42
Oats, hulled and unhulled	1041.000	7/2/42
Offal, edible	1041.100	7/2/42
Oil cake and oil cake meal:	0023.600	7/2/42
Coconut or copra	1111.000	3/5/43
Soybean	1112.000	3/5/43
Cottonseed	1114.000	7/2/42
Linseed	1115.000	3/5/43
Peanut	1119.600	7/2/42
Hempseed	1119.700	7/2/42
Other n. s. p. f.	1119.900	7/2/42
Oleo stearin	0036.300	7/2/42
Olive oil, edible	1424.000	9/23/43
	1425.000	9/23/43
Olive oil, inedible:		
Sulphured or foots	2244.000	9/23/43
Other	2245.000	9/23/43
Onions, edible	1208.100	7/2/42
Paper base stock:		
Rags for paper stock	4601.000	7/2/42
Waste bagging, gunny cloth and bags	4602.000	7/2/42
Grasses, fibers, waste, shavings, clippings, etc., n. e. s.	4602.900	7/2/42
Peaches, dried, desiccated, or evaporated	1330.620	6/28/43
Peaches, green, ripe, or in brine	1330.610	7/2/42
Peanut butter or mother-of-pearl shells, unmanufactured	1350.090	9/23/43
Pears, dried, desiccated, or evap- orated	0961.000	7/5/43
Pears, green, ripe or in brine	1330.670	6/28/43
Pears, green, ripe or in brine	1330.660	7/2/42
Peas, dried and split	1197.000	7/2/42
	1198.000	7/2/42
	3409.350	7/2/42
Piassava fiber		
Piassava fiber, manufactured in whole or in part (dressed cut to length, etc.)	3410.050	3/5/43
Pigeons, racing or fancy	0895.500	7/2/42
Pigeons, other	N. S. C.	7/2/42
Pimento (allspice), unground	1543.000	10/6/42
Pimento (allspice), ground	1550.130	10/6/42
Pimientos, packed in brine or oil, or prepared or preserved	1244.000	8/5/43
Pork:		
Fresh or chilled	0020.100	5/14/43
Frozen	0020.500	5/14/43
Pork, hams, shoulders, bacon, sausage; prepared, cooked, boned, canned, etc.	0030.900	7/2/42
	0031.900	7/2/42
Prunes, prunelles, and plums:		
Green or ripe, not in brine	1330.510	6/28/43
In brine	1330.530	6/28/43
Dried, desiccated, or evaporated	1330.540	6/28/43
Otherwise prepared or pre- served, n. s. p. f.	1330.550	6/28/43
Raisins:		
Made from seedless grapes	1319.100	6/28/43
Other	1319.200	6/28/43

See footnotes at end of table.

LIST III—Continued

Material	Com- merce Import Class No.	Govern- ing Date
Ramie fiber or China grass, un- manufactured.....	3409.600	9/23/43
Rice:		
Paddy.....	1051.000	10/25/43
Uncleaned or brown rice.....	1051.100	10/25/43
Cleaned or milled rice.....	1053.000	10/25/43
Patna rice, cleaned, for use in canned soups.....	1054.000	10/25/43
Rice meal, flour, polish and bran. Broken.....	1059.106	10/25/43
Broken.....	1059.200	7/2/42
Rye.....	1044.000	7/2/42
Sansevieria fiber.....	N.S.C.	6/28/43
Sansevieria manufactures (includ- ing all products in whole or in parts of sansevieria).....	N.S.C.	6/28/43
Sardines, in oil or in oil and other substances.....	0063.200	4/2/43
.....	0063.300	4/2/43
Sausage casings, sheep, lamb and goat only.....	0034.000	7/2/42
Sausage casings, other.....	0035.500	7/2/42
Sesame seed.....	2234.000	5/22/42
Shark-liver oil, including oil pro- duced from dogfish livers, n. s. p. f.....	0808.730	1/12/44
Sisal and hennequen flume tow and bagasse waste.....	N. S. C.	1/18/43
Soap (except Castile) and soap pow- der.....	8712.300- 8719.900 inc.	7/2/42
.....	1610.750- 1610.000 inc.	7/2/42
Sugar, cane.....	N. S. C.	3/5/43
Syrups and extracts for use in the manufacture of beverages.....	N. S. C.	3/5/43
Tankage (incl. cracklings, greave cakes, liver meal, meat meal, meat flour, meat scrap, etc.).....	0975.000 0979.600	7/2/42
Tapioca, tapioca flour, and cassava (including mandioc flour).....	1228.000	7/2/42
Tartaric acid.....	8207.000	6/29/4
Tee, not specially provided for.....	1521.000	7/21/42
Textile waste, not elsewhere speci- fied in the order, including jute thread and flax, etc. (except sisal and hennequen processors' mill waste).....	N. S. C.	7/2/42
.....	2601.000- 2610.000 inc.	7/2/42
Tobacco, unmanufactured.....	N. S. C.	7/2/42
Tops of hair other than camel's hair, mohair, and wool (includ- ing alpaca and vicuna), n. e. s.....	3560.500	1/18/43
Tucum nuts and kernels.....	2239.650 2239.660	5/22/42
Tuna fish, in oil or in oil and other substances.....	0065.200	4/2/43
Turkeys:		
Dead, fresh, chilled or frozen, dressed or undressed.....	0024.000	4/28/43
Live.....	0014.000	4/28/43
Prepared or preserved.....	N. S. C.	4/28/43
Veal, fresh, chilled or frozen.....	0019.000	5/14/43
Vegetables, dehydrated.....	N. S. C.	4/28/43
Wool, advanced, n. e. s.....	3560.900	1/18/43
Wool, apparel, 40's or coarser.....	3569.300 inc.	7/2/42
Wool, apparel, finer than 40's, not finer than 44's on the skin.....	3514.000 3525.000	7/2/42
Wool, apparel, finer than 44's.....	3520.000	7/2/42
.....	3521.100	7/2/42
.....	3521.200	7/2/42
.....	3521.300	7/2/42
.....	3522.000	7/2/42
.....	3523.100	7/2/42
.....	3523.200	7/2/42
.....	3523.300	7/2/42
.....	3524.000	7/2/42
.....	3527.100	7/2/42
.....	3527.200	7/2/42
.....	3527.300	7/2/42
.....	3528.000	7/2/42
.....	3529.100	7/2/42
.....	3529.200	7/2/42
.....	3529.300	7/2/42
Wool apparel, (finer than 40's but not finer than 44's).....	3513.000	7/2/42
.....	3514.100	7/2/42
.....	3514.200	7/2/42
.....	3514.300	7/2/42
.....	3524.000	7/2/42
.....	3525.100	7/2/42
.....	3525.200	7/2/42
.....	3525.300	7/2/42
.....	3501.000- 3502.300 inc.	7/2/42
Wool, carpet.....	3553.900	11/23/42
Wool mungo.....	3550.000	7/2/42
Wool noils and waste.....	3553.700 inc.	7/2/42

See footnotes at end of table.

LIST III—Continued

Material	Com- merce Import Class No.	Govern- ing Date
Wool press cloth waste.....	9850.903	7/2/42
Wool rags.....	3554.000	11/23/42
Wool shoddy and wool extract.....	3553.800	11/23/42
Wool tops.....	3560.400	1/18/43
.....	3574.300- 3574.600 inc.	1/18/43
Wool yarns and yarns of other hair.....	3573.400- 3573.800 inc.	1/18/43
Yarns wholly or in chief value of Angora rabbit hair.....		

¹ Moved from List II 9/23/43.² Moved from List I 1/8/44.³ Moved from List I 3/30/44.

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

INTERPRETATION 1

No authorization under paragraph (b) of the order is necessary for the release or withdrawal of materials on List II or List III from a free port, a free zone, or the bonded custody of the United States Bureau of Customs (bonded warehouse) in the continental United States regardless of the date when such materials first entered such place. The actual importation, which is the subject of restriction under paragraph (b), is deemed to have occurred before the question of release or withdrawal arises. Also no authorization under paragraph (d) of the order is necessary for the subsequent disposition, processing, or shipment of such released or withdrawn List II and List III materials.

As to List I materials which are similarly situated, no authorization under paragraph (b) of the order is necessary for their release or withdrawal from free port, free zone, or bonded custody, but authorization under paragraph (d) of the order is necessary for their subsequent disposition, processing, or shipment unless they are shipped in bond to Canada, Mexico, or some other foreign country, in which event the foreign destination is deemed to be the place of initial storage as such term is used in the order; *Provided, however*, That List I materials which are imported in bond after July 2, 1942, can be shipped to Mexico, Canada, or some other foreign country without the express authorization required under paragraph (d) only if the import application filed under paragraph (b) stated that the material was being imported for the purpose of such export shipment. (Issued June 30, 1942, and amended Sept. 23, 1943.)

INTERPRETATION 2

The following official interpretation is hereby issued by the War Production Board with respect to the meaning of the term "in transit" as defined in paragraph (a) (6) of General Imports Order M-63 (§ 1042.1) as amended:

By amendment dated December 17, 1942, the definition of material "in transit" was changed by adding the following clause, "or if it has actually been delivered to and accepted by a rail, truck, or air carrier, for transportation to a point within the continental United States." The question has been raised as to the meaning of the term as applied to a case where the material on the governing date had been delivered to and accepted by a rail, truck, or air carrier on a through bill of lading for transportation to a specified port and from thence by boat to a point within the continental United States.

The material in the stated case is not deemed to be in transit within the meaning of the term as used in the order. If the material is to be carried to the port of arrival in the continental United States by ship, the material must have been afloat, or on board ocean bill of lading must have been issued with respect to it, on the governing date in order for it to be considered as having been in transit on such date.

Material which has been delivered to and accepted by a rail, truck, or air carrier on the governing date for transportation to a point within the continental United States is deemed to be in transit within the meaning of the term as used in the order only when the transportation specified in the bill of lading issued by such carrier calls for delivery of the material at the port of arrival in the continental United States by rail, truck, or air carrier, not by ship. (Issued March 5, 1943.)

INTERPRETATION 3

When by amendment of the order a material already on List II or List III is moved to List I and hence becomes subject to the restrictions of paragraph (c) covering the disposition, processing, transfer, or change of location of such material, the governing date for the application of such restrictions is the effective date of the amendment by which the material was moved to List I and not the date when such material first became subject to General Imports Order M-63. (Issued May 14, 1943.)

[F. R. Doc. 44-9113; Filed, June 22, 1944; 10:56 a. m.]

PART 1042—IMPORTS OF STRATEGIC MATERIALS

[Supplemental General Imports Order M-63-f, Revocation]

Section 1042.7 *Supplemental General Imports Order M-63-f* is revoked. This revocation does not affect any liabilities incurred under the order. The importation of Balsa wood remains subject to General Imports Order M-63.

Issued this 22d day of June 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-9114; Filed, June 22, 1944; 10:56 a. m.]

PART 3274—MACHINE TOOLS AND INDUSTRIAL SPECIALTIES

[General Preference Order E-1-b, as Amended June 22, 1944]

PRODUCTION AND DELIVERY OF MACHINE TOOLS

General Preference Order E-1-b (§ 3274.1) is amended in its entirety to read as follows:

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of machine tools and components used in producing machine tools for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3274.1 General Preference Order E-1-b—(a) Definitions. For the purposes of this order:

(1) "Machine tool" means any new, non-portable, power driven, metal-working machine listed on the attached Exhibit A except light power driven tools subject to Limitation Order L-237.

The word "machine" means a machine tool. It includes all fixtures, equipment and tooling covered by the original purchase order which are required to be delivered with the machine to make it usable in production for the purposes intended. It does not include replacements, spare parts or equipment, or extra tooling.

(2) "Producer" means any person engaged in producing machine tools.

(3) "Service purchasers" means those whose purchase orders for machines call for delivery to a supply arm or bureau of the Army or Navy, to the United States Maritime Commission, to one of their prime contractors, or to a subcontractor of such a prime contractor. However, no such purchaser shall be considered a service purchaser unless his preference rating certificate or endorsement accompanying his purchase order shows that the preference rating being applied to the purchase was assigned on Form WPB-542, CMPL-224, or GA-1456, or that the rating was assigned and certified in accordance with paragraph (e) (3) of War Production Board Directive 31.

(4) "Foreign purchasers" means those whose purchase orders show that the machine is to be delivered to or for the account of a foreign country, other than Canada, or a subdivision, agency, or instrumentality thereof.

(5) "Other purchasers" means all purchasers other than service purchasers and foreign purchasers, whose purchase orders have been assigned a preference rating of AA-5 or higher. Other purchasers include all Canadian purchasers except those who are service purchasers by reason of their purchasing machines for use on direct United States prime contracts or subcontracts.

(6) "Size" includes all of those dimensions or variations of a particular type of machine which can be used interchangeably for production purposes. Size classification shall be that used by each producer on June 22, 1944 unless he is hereafter authorized to use a different classification. Producers may apply for such permission by writing to the Tools Division, War Production Board, Ref.: E-1-b.

(b) Delivery of machine tools until September 1, 1944. Until September 1, 1944 each producer shall maintain his production and delivery schedules as established on June 22, 1944. An exception to this is any change in schedules required by a diversion or by any other specific direction of the War Production Board issued after June 22, 1944.

(c) Allocation of production to service purchasers and to foreign purchasers and other purchasers. (1) Starting September 1, 1944, each producer shall schedule his deliveries for each calendar month so as to deliver 75 percent of his production of each size in that month to service pur-

chasers and 25 percent of each size to foreign purchasers and other purchasers combined.

(2) To the extent that a producer has not received orders from service purchasers for 75 percent of his production of a given size by sixty days prior to the first of the month being scheduled, he may schedule more than 25 percent for delivery to foreign purchasers and other purchasers combined. To the extent that he has not received orders from foreign and other purchasers combined for 25 percent he may schedule more than 75 percent for delivery to service purchasers.

(d) Distribution of 75 percent of production among service purchasers. Each producer shall schedule deliveries to service purchasers as follows:

(1) Service purchasers are subdivided into seven groups, consisting of the following and their respective prime contractors and subcontractors: Bureau of Ships (Navy), Bureau of Ordnance (Navy), Ordnance Department (Army), Air Services, Miscellaneous Branches and Bureaus, the Maritime Commission, and the Signal Corps. The fourth group, designated "Air Services," includes the Army Air Forces and the Navy Bureau of Aeronautics and their respective prime contractors and subcontractors. The fifth group, designated "Miscellaneous Branches and Bureaus," includes the Quartermaster Corps, the Corps of Engineers, the Office of The Surgeon General (Army Medical Department), the Chemical Warfare Service, the Transportation Corps (Transportation Service), the Bureau of Yards and Docks, and the Marine Corps, together with any other corps, department, bureau or service of the Army or Navy not heretofore designated as a separate group, and their respective prime contractors and subcontractors.

(2) (i) Each producer shall figure the number of orders on his books for each size from each of the seven service purchaser groups as of sixty days prior to the first day of the month being scheduled or, at the producer's option, the nearest date within ten days thereof on which he may have compiled his record of orders. Only orders which require delivery in the month being scheduled or in a previous month shall be counted. This figure shall be termed the net backlog of each service purchaser group. No order shall be counted unless it is a firm order accompanied by specifications or other description of the machine in sufficient detail to enable the producer to place the machine in his production schedule and by the information required by paragraph (f) of this order.

(ii) He shall then distribute the number of machines of this size allocated to all service purchasers for the month being scheduled among each of the seven service purchaser groups according to each group's quota. The quota of this size for each service group shall be the ratio of:

(a) Net backlog in this size of the service group to

(b) The total of all net backlogs in such size of all the service groups,

multiplied by the total number of machines of this size allocated for the

month being scheduled to all service purchasers. An example of the calculation required by this paragraph is attached, marked "Illustration of paragraph (d) (2)."

(iii) The quota shall be determined monthly for the third ensuing month. For example: On the 1st of July quotas shall be determined for September, on the first of August quotas shall be determined for October, and on the first of September quotas shall be determined for November, etc.

(3) Commencing with the month of September 1944 and each month thereafter, a producer shall deliver to each service group the number of machines of that size equal to its quota for that month. However, no producer shall schedule delivery of any machine earlier than the date on which the purchaser requires delivery unless all required delivery dates on other orders are being met.

(e) Treatment of fractions. Where the number of machines which results from any computation required by this order contains a fraction of more than one-half, the fraction shall be counted as a whole machine. A fraction under one-half shall be disregarded, except that where the computation results in a fraction only (less than one whole machine) for any one month, and such fraction is less than one-half, it shall be counted in computing the next month's quota. Where each of the computations of two or more different quotas for the same month shows a fraction of one-half, and there is only one remaining machine to which such fractions can apply, such machine shall be allotted to the group having the largest quota, and the other fractions of one-half shall be disregarded for that month, but shall be counted in computing the other quota or quotas for the next month.

(f) Necessity for preference rating. No producer shall place any order for a machine in his production schedule and no producer or other person shall deliver or accept delivery of any machine unless it is rated AA-5 or higher. However, a producer who has filled all rated orders on their required delivery dates may deliver a total of not more than ten machines (irrespective of size and type) to his different dealers within the continental United States without ratings. A producer may distribute these ten machines among his dealers in any way he wishes. Upon the sale of any of these machines, if he has then fulfilled all rated orders, he may deliver additional machines to maintain a total of not more than ten machines among his different dealers.

Any dealer so receiving a machine may resell it only on a rating of AA-5 or higher and may not extend the rating received from his customer to replace it in his inventory.

In applying a preference rating to an order for a machine tool, the purchaser must supply the following information in addition to his regular endorsement or certification applying the rating:

(1) The form of preference rating certificate or the number of the order or regulation by which the rating was as-

signed to the purchaser. For example: Form WPB-541, WPB-542, WPB-1319, CMPL-224, GA-1456, P-68, CMP Regulation 5.

(2) The urgency standing assigned to the delivery of the machine, if any.

(3) The required delivery date of the machine.

(4) A statement as to whether the purchaser is a service purchaser, a foreign purchaser, or other purchaser, and if a foreign purchaser the foreign country to which the machine is to be delivered.

(5) In the case of service purchasers the supply arm or bureau of the Army or Navy, or the Maritime Commission which placed the prime or subcontract on which the machine being purchased is to be used, the number of the prime contract and the name of the prime contractor.

(g) *Operation of Numerical Master Preference List.* Numerical Master Preference List, Revision No. 5, as last amended July 15, 1943 and designated "Restricted," has been supplied to machine tool builders (Exhibit B to this order). This list determines the sequence of deliveries as between service purchasers as follows:

(1) The sequence of deliveries among each group of service purchasers within its respective quota shall be determined each month without regard to preference ratings.

(2) Deliveries to service purchasers who are either on the list or are subcontractors of persons on the list shall take precedence over service purchasers who are not on the list.

(3) As between deliveries having conflicting required delivery dates and to be made to service purchasers on the list, priority shall be given to the service purchaser with the higher urgency standing in that service group. The highest urgency standing is No. 1.

(4) The sequence of conflicting deliveries to service purchasers not on the list shall be determined by the respective dates on which the producer receives the preference rating together with the information called for by paragraph (f).

(5) Delivery to a subcontractor not specifically named on the list shall take the urgency standing of his prime contractor. However, no subcontractor may use the urgency standing of his prime contractor unless it has been endorsed on the instrument assigning the preference rating by the supply arm or bureau concerned.

(6) If the urgency standing certified to by the purchaser differs from the urgency standing shown for the particular contractor in question on the Numerical Master Preference List, Revision No. 5, the latter shall govern.

(h) *Additions to list.* Changes may be made in the Numerical Master Preference List from time to time by the War Production Board. Where an urgency standing between existing urgency standings is assigned, the new urgency standing will consist of a number including a decimal. Such an urgency standing will take a position in the sequence of deliveries as indicated by the following example: Urgency Standard 792.1 will be scheduled after 792 and before 793.

(i) *Sequence of deliveries among foreign purchasers and other purchasers.* The sequence of deliveries among foreign purchasers and other purchasers within the proportion of production allocated to them shall be determined in accordance with the provisions of § 944.7 of Priorities Regulation No. 1.

(j) *"Frozen" period.* Unless the War Production Board specifically orders otherwise, no higher preference rating or urgency standing which may be received by a producer shall operate to postpone or in any way affect any delivery under a purchase order which is scheduled for delivery within sixty days of receipt of such higher preference rating or urgency standing.

(k) *Replacement parts.* Nothing in this order shall be construed to prohibit the delivery by any producer of repair and replacement parts for machine tools in accordance with applicable regulations and orders of the War Production Board concerning maintenance, repair and replacement items.

(l) *Changes in schedules.* Notwithstanding any other provision of this order, the War Production Board may direct or change any schedule of production or delivery of machines, allocate any order for machines to any other producer, divert or otherwise direct the delivery of any machine to any other person.

(m) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(n) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal. This appeal should be filed with the field office of the War Production Board for the district in which is located the plant or branch of the appellant to which the appeal relates.

(o) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regula-

tions of the War Production Board, as amended from time to time.

(p) *Communications.* All reports required to be filed hereunder, and all appeals and other communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Tools Division, Washington 25, D. C., Ref.: E-1-b.

Issued this 22d day of June 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

EXHIBIT A

All types of the following:

Ammunition machinery.
Bending machines.
Bending rolls.
Boring machines.
Brakes.
Broaching machines.
Buffing machines.
Centering machines.
Chamfering machines.
Cut-off machines.
Die sinkers.
Draw benches.
Drilling machines.
Duplicators.
Extruding machines.
Filing machines.
Forging machines.
Forging rolls.
Gear cutting machines.
Gear finishing machines.
Grinding machines.
Hammers.
Headers.
Honing machines.
Keyseaters.
Lapping machines.
Lathes.
Levelers.
Marking machines.
Milling machines.
Nibbling machines.
Oil grooving machines.
Pipe flanging-expanding machines.
Planers.
Polishers.
Pressers.
Profilers.
Punching machines.
Reaming machines.
Rifle and gun working machines.
Riveting machines.
Sawing machines.
Screw and bar machines.
Shapers.
Shearing machines.
Slotters.
Swagers.
Tapping machines.
Thread rollers.
Threading machines.
Tube reducers.
Upsetters.

Illustration of paragraph (d) of E-1-b for September 1944.
Producer's scheduled production for September
Service quota (75% if that many orders)

Item	Total service	Bureau of Ships	Bureau of Ordnance	Ordnance Department	Air services	Miscellaneous branches and bureaus	Maritime Commission	Signal Corps
1. Net backlog by Service Groups (orders on hand June 1 requiring delivery in September or prior to September)	50	10	5	20	15	0	0	0
2. Proportion of total service deliveries (net backlog of each service group divided by total net backlog for all service groups)	89%	19%	5%	29%	15%	0	0	0
3. Service group quota—Total service quota (30 times line 2)	30	6	3	12	9	0	0	0

Chapter XI—Office of Price Administration

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 114, Correction]

WOODPULP

In the second sentence of section 5, the word "paragraph" is corrected to read "Appendix A".

This correction shall become effective June 20, 1944.

Issued this 22d day of June 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-9120; Filed, June 22, 1944;
11:43 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 422,¹ Amdts. 1-17, Correction]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 3 AND GROUP 4 STORES

The compilation of Maximum Price Regulation 422, including Amendments 1-17 is corrected in the following respects:

1. In section 38 (a) item 6, "Corn meal and hominy", is corrected to read as follows:

TABLE A—MARK-UPS OVER "NET COST" ALLOWED TO GROUP 3 AND GROUP 4 RETAILERS FOR DRY GROCERIES COVERED BY THIS REGULATION BY COMMODITIES

Food commodities	Allowed mark-ups over net cost	
	Group 3—Retailer other than independent, with annual volume under \$250,000	Group 4—Any retailer with annual volume of \$250,000 or more
6. Corn meal and hominy-----	Percent 25	Percent 21

2. Section 38 (b) (12) is corrected to read as follows:

(12) "Fruits, dried and dehydrated" (packaged or bulk), includes, but is not limited to, fresh dates, stuffed dried fruits, dried dates and figs, pitted dates and macerated dates. Excluded are fruit confections, candied or glazed fruits and peels, and date products.

NOTE: The 1943 pack of dried fruits shall be considered a different item from the 1942 pack of dried fruits, and you must figure separate ceiling prices for each item of the 1943 pack.

[Subparagraph (12) amended by Am. 9, 8 F.R. 15607, effective 11-20-43; and Am. 13, 9 F.R. 3648, effective 4-8-44]

This correction shall become effective as of May 25, 1944.

Issued this 22d day of June 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-9122; Filed, June 22, 1944;
11:43 a. m.]

¹ 9 F.R. 5656.

PART 1392—PLASTICS

[MPR 523,¹ Amdt. 1]

PLASTICS PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Maximum Price Regulation 523 is amended in the following respects:

1. In section 1 (a) the text preceding subparagraph (1) is amended to read as follows:

Except as provided in section 2, this regulation establishes maximum prices for sales of plastics products by a manufacturer who molds, fabricates, or processes plastics materials. For the purpose of this regulation, the production of a plastics product from material furnished by the customer shall be deemed to be a sale of a plastics product. This regulation also applies to sales by such manufacturers of any dies, molds or special tools which are sold in connection with the sale of a plastics product. When used in this regulation, the term:

2. In section 1 (a) (2) the last sentence thereof is amended to read as follows:

This term includes vulcanized fibre but does not include natural or synthetic rubber, or balata.

3. Section 2 (a) is amended to read as follows:

(a) *Commodities.* This regulation does not apply to the following commodities:

(1) Cellophane products (regenerated cellulose).

(2) Cements and adhesives.

(3) Completed consumers' articles when sold by a person who is not engaged in molding or fabricating plastics materials.

(4) Fabricated parts under .002" thickness made from sheets of ethyl cellulose, regenerated cellulose, and cellulose acetate.

(5) Fabricated pieces under .010" thickness for use in window envelopes.

(6) Film, motion picture, photographic and X-ray.

(7) Impregnated, coated and combined fabrics, paper or leather, and products produced therefrom.

(8) Laminated sheets, rods and tubes, prior to fabrication.

(9) Plastic—plywood products.

(10) Plastics pipe, plastics tubing, plastics pipe fittings and plastic tubing fittings manufactured from co-polymer vinyl and vinylidene chlorides commercially known as "Saran B 11".

(11) Plastics products when assembled with other materials and sold as another commodity by a regular manufacturer of such other commodity. A manufacturer of plastics products is considered a regular manufacturer of another commodity when (i) he represents himself in the trade as a manufacturer of such other

*Copies may be obtained from the Office of Price Administration.

¹ 9 F.R. 3085.

commodity through the issuance of catalogs, price lists or other advertising matter, circulated generally to the trade, in which such commodity is designated by name, and (ii) he owns the dies or molds, if any, used for the production of such other commodity.

(12) Powders, granules, liquids, preforms and scrap material.

(13) Protective or decorative coatings.

(14) Records, electrical transcription, phonograph and direct writing.

(15) Safety glass.

(16) Screen cloth.

(17) Sheets, rods and tubes, prior to fabrication, when produced by a manufacturer who sells molding compounds produced by him.

(18) Synthetic rubber products.

(19) Vulcanized fibre sheets, rods and tubes, prior to fabrication.

(20) Wearing apparel and sheetings.

(21) Wire and cable, electrical.

4. A sentence is added to section 3 (a), to read as follows:

However, if prior to March 27, 1944, the Office of Price Administration approved a price in writing for any plastics product, in accordance with the provisions of any of the regulations just named, the maximum price for any such plastics product shall be the price approved in writing by the Office of Price Administration.

5. A sentence is added to section 7 (a), to read as follows:

This price determining method approved under section 9 is also subject to the limitations set forth in the next section 8.

6. Section 15 (a) (2) (ii) (a) (3) is amended to read as follows:

(3) Whether, and by what amount, the manufacturer's current over-all profits, before income and excess profits taxes, are greater or less than his average over-all profits during the normal base period. These base period profits will be adjusted to reflect any change from the normal base period average investment.

This amendment shall become effective June 27, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of June 1944.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 44-9121; Filed, June 22, 1944;
11:43 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 13,¹ Amdt. 40]

PROCESSED FOODS

A rationale for this amendment has been issued simultaneously herewith and

¹ 9 F.R. 3, 104, 574, 665, 765, 848, 1397, 1727, 1817, 1908, 2233, 2234, 2240, 2440, 2567, 2791, 3032, 3073, 3513, 3579, 3708, 3710, 3947, 3944, 4026, 4351, 4475, 4604, 4818, 4876, 4881, 5254, 5074, 5436, 5695.

has been filed with the Division of the Federal Register.*

Revised Ration Order 13 is amended in the following respects:

1. Section 2.9 (a) is amended by deleting the words "or vegetables".
2. Section 2.9 (b) (1) is amended by deleting the words "or vegetables".
3. Section 2.9 (b) (5) is amended by deleting the words "or vegetables (excluding potatoes)".
4. Section 2.9 (d) is amended by deleting from the second sentence the words "or vegetables" and by deleting from the third sentence the words "or vegetables (excluding potatoes)".

This amendment shall become effective June 26, 1944.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; War Food Order No. 56, 8 F.R. 2005; 9 F.R. 4320; and War Food Order No. 58, 8 F.R. 2251, 9 F.R. 4320)

Issued this 22d day of June 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-9124; Filed, June 22, 1944;
11:44 a. m.]

PART 1432—RATIONING OF CONSUMERS' DURABLE GOODS

[RO 9A, Amdt. 9]

STOVES

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Ration Order 9A is amended in the following respects:

1. Section 4.3 (a) is amended by adding at the end of the first paragraph the following parenthetical sentence: "(The way in which he may get back or acquire stoves from a consumer is explained in section 6.9 (b).)"

2. Section 6.2 (a) (2) is added as follows:

(2) No stove shall be transferred to a consumer for a certificate if the transferor knows or has cause to believe that the stove is to be used at a place other than that designated on the certificate. No consumer may acquire a stove for use at a place other than that designated on the certificate.

3. The note following section 6.3 (a) (3) is deleted.

4. Section 6.9 is added as follows:

SEC. 6.9 A consumer may transfer a stove to another consumer or to a dealer, distributor or manufacturer—(a) Transfers to another consumer. A consumer may transfer a stove to another con-

sumer only if the transferee gives up to him a certificate for the type of stove transferred at the time the stove is transferred. (If the stove to be transferred is a combination stove, only a combination stove designed to use the fuel for heating specified on the certificate may be transferred.) The consumer who receives the certificate must promptly surrender it to his Board.

(b) Transfers to a dealer, distributor or manufacturer by a consumer. A consumer may also transfer a stove to a dealer, distributor or manufacturer, who may accept such a transfer if he complies with the following:

- (1) If the transferee has on hand the certificate surrendered by the consumer for that stove, he must give up that certificate to the consumer, even though he is indebted to his Board for a certificate for that type of stove.

(2) If the transferee is a dealer or distributor and he does not have the consumer's certificate on hand, he must give the consumer a receipt setting forth the date of the transfer, the consumer's name and address, his own name and address, and the type of stove transferred. The dealer or distributor must retain a copy of this receipt at his establishment for a period of at least two (2) years from the date of the transfer. He must surrender to the Board with which his establishment is registered a certificate for the type of stove transferred to him by the consumer; until he has done so he may not use any certificate for the purpose of acquiring that type of stove for inventory. He must note on the copy of the receipt the date when he gave up the certificate to the Board.

(3) If the transferee is a manufacturer and he does not have the consumer's certificate on hand, he must include such transfer, as a purchase or return, in his report on Form WPB-3249 for the month in which the transfer is made, and must submit with that report a certificate for that type of stove.

(c) Application by consumer whose certificate is not returned. A consumer who transfers a stove to a dealer, distributor or manufacturer and whose certificate is not returned to him by the transferee may, if he is still eligible, apply to his Board for a certificate for a stove to replace the one transferred. No such application shall be granted unless the consumer presents with his application his copy of the receipt obtained from the dealer or distributor when he transferred the stove or an adequate explanation for his failure to do so. No receipt given under the provisions of this section may be used to acquire a stove.

5. Section 6.10 is added as follows:

SEC. 6.10 Cancellation of sale or order—(a) Return of consumer's certificate or surrender of receipt. If a consumer has given up a certificate to a dealer, distributor, or manufacturer with his order or contract for a stove, and the order or contract for the sale of the stove to the consumer is cancelled, before the consumer has acquired the stove, the person receiving the con-

sumer's order or contract must promptly return the certificate to the consumer. Such dealer or distributor must return the certificate even though he is indebted to his Board for a certificate for that type of stove. If the seller is a dealer or distributor and he does not have on hand the consumer's certificate, he must give the consumer a receipt setting forth the date, the consumer's name and address, his own name and address, and the type of stove specified in the certificate. The dealer or distributor must retain a copy of this receipt at his establishment for a period of at least two (2) years from the date of the transfer. He must surrender to the Board with which his establishment is registered a certificate for the type of stove specified in the certificate received from the consumer; until he has done so, he may not use any certificate for the purpose of acquiring that type of stove for inventory. He must note on his copy of the receipt given to the consumer, the date when he gave up the certificate to the Board.

(b) Application by consumer whose certificate is not returned. A consumer whose order or contract for a stove has been cancelled, before he acquired the stove, and whose certificate is not returned to him may, if he is still eligible, apply to his Board for a certificate to replace the one which was not returned to him. No such application shall be granted unless the consumer presents with his application his copy of the receipt obtained from the dealer or distributor when the order or contract was cancelled or an adequate explanation for his failure to do so. No receipt given under the provisions of this section may be used to acquire a stove.

This amendment shall become effective on June 26, 1944.

NOTE: All reporting and record keeping requirements of this amendment to Ration Order 9A have been approved by the Bureau of the Budget in accordance with the provisions of the Federal Reports Act of 1942.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; WPB Dir. 1, 7 F.R. 562, and Supp. Dir. 1-8, 8 F.R. 6018)

Issued this 22d day of June 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-9123; Filed, June 22, 1944;
11:43 a. m.]

Chapter XIII—Petroleum Administration for War

[PDO 21]

PART 1543—PETROLEUM PROCESSING, REFINING, AND MARKETING

PREMIUM MOTOR FUEL

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of gasoline components for defense, for private account, and for export; and the following order is deemed necessary in the public interest to promote the national defense and to

*Copies may be obtained from the Office of Price Administration.

² 8 F.R. 11564.

conserve adequate supplies of gasoline for military and other essential uses.

§ 1543.1 *Petroleum Distribution Order No. 21*—(a) *Definitions.* (1) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons whether incorporated or not.

(2) "Gasoline" means liquid fuel capable of being used in the operation of internal combustion engines, including aviation gasoline and military motor gasoline but excluding naphtha specifically manufactured for use as a solvent, kerosene, tractor distillate, diesel fuel, gas oil, or fuel oils.

(3) "Premium motor fuel" means gasoline generally known in the petroleum industry as "premium gasoline" or "premium motor fuel," but does not mean 80 Octane All Purpose gasoline sold to the Army or Navy.

(4) "Manufacture" includes not only refinery operations but also tetraethyl lead blending and other operations, wherever conducted, which are designed to change the characteristics of gasoline.

(5) "Base period" means, in the States of Washington, Oregon, California, Nevada, and Arizona, and in the Territories of Alaska and Hawaii, the five months period immediately preceding April 1, 1944, and in all other States of the United States, the six months period immediately preceding April 1, 1944.

(6) "Supplier" means any person other than a service station or other fixed retail outlet who manufactures or receives delivery of premium motor fuel for redelivery to others, and includes, but is not limited to, any secondary supplier.

(7) "Customer" means any person other than a supplier who receives premium motor fuel from any supplier, and includes a service station or other fixed retail outlet.

(b) *Limitation on manufacture of premium motor fuel.* After the effective date of this order, the percentage of premium motor fuel manufactured by any person, based upon his total manufacture of gasoline, shall not exceed one-half of the percentage of premium motor fuel, based upon total gasoline, which he manufactured during the base period.

Computation to determine that the amount of premium motor fuel manufactured by any person is within this limitation shall be made on the basis of successive three months periods, the first of which shall commence on July 1, 1944.

Nothing in this order shall be construed to limit in any way the volume of gasoline of any grade or type which any person may manufacture or deliver to the Army or Navy.

(c) *Reports.* Each person who manufactures premium motor fuel shall make the following reports to the Petroleum Administration for War:

(1) Each person shall report once for the base period, not later than August 1, 1944:

(i) The total volume of gasoline manufactured.

(ii) The total volume of premium motor fuel manufactured.

(iii) The percentage relationship of (i) and (ii) above.

(iv) One-half of the percentage calculated in (iii) above.

(2) Each person shall report for the month of July, 1944, and for each month thereafter, not later than the thirteenth day of the following month:

(i) The total volume of gasoline manufactured.

(ii) The total volume of premium motor fuel manufactured.

(iii) The percentage relationship of (i) and (ii) above.

Such reports shall be made upon Form PAW 48 and shall be sent to the Director of Refining, Petroleum Administration for War, Interior Building, Washington 25, D. C. A person who manufactures premium motor fuel at more than one location shall report individual figures for each location and combined figures for all locations.

(d) *Distribution of premium motor fuel between trade areas.* As far as practicable, each supplier shall apportion his available supply of premium motor fuel between trade areas on the same relative basis as that which prevailed during the base period.

(e) *Distribution of premium motor fuel within the same trade area.* If any supplier is unable to satisfy the current requirements for premium motor fuel of customers and other suppliers in the same trade area, who regularly received their last ninety (90) days' requirements (during the preceding twelve (12) month period) directly or indirectly from such supplier, the supplier shall apportion all available supplies of premium motor fuel fairly and equitably in such manner as will satisfy as nearly as practicable the current requirements of such customers and other suppliers in the same trade area, in accordance with the following standards:

(1) Except as provided in subparagraphs (2) and (3) hereof, no differentiation or discrimination in deliveries shall be made in the same trade area because of trade classification, affiliation, ownership, operation, control, size, purchasing or selling methods, location, accessibility to transportation facilities, imposition of special conditions not imposed on all customers or other suppliers in the same trade area, or for any other such reason.

(2) After making provision for deliveries of premium motor fuel to other suppliers, differentiation in deliveries to customers in the same trade area because of the engine requirements of customers engaged in activities which are essential to the conduct of the war or to the public health or safety shall not be deemed to be discrimination within the meaning of this order: *Provided*, That such supplier shall not differentiate or discriminate in deliveries to customers engaged in the same activities whose engines require premium motor fuel; and, *Provided, further*, That such supplier shall consider all service stations and other fixed retail outlets supplied directly or indirectly by him as being engaged in the same activities; and *Provided, further*, That if the method of distribution herein provided results in inequities

among customers served directly by such supplier and customers engaged in the same activities served indirectly by him, such supplier shall make the adjustments necessary to eliminate as far as practicable any such inequities.

(3) Differentiation in deliveries to customers and other suppliers in the same trade area on the basis of relative inventories expressed in days' supply on hand at such customers' or other suppliers' storage locations shall not be deemed to be discrimination within the meaning of this order.

(4) If several suppliers are obligated to supply any customer or other supplier with premium motor fuel, each such supplier shall be obligated to satisfy only his proportion of the current requirements of such customer or other supplier on the same percentage basis as he satisfies the current requirements of his undivided accounts engaged in the same activities.

(f) *Application for exceptions.* Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship upon him may file an application for an exception, setting forth the pertinent facts and reasons why he considers himself entitled to relief.

All applications for exceptions to paragraphs (b) and (c) shall be addressed to the Director of Refining, Petroleum Administration for War, Washington 25, D. C.

All applications for exceptions to paragraphs (d) and (e) shall be addressed to the District Director-in-Charge, Petroleum Administration for War, at:

(1) 122 East 42nd Street, New York, New York, if the premium motor fuel is to be delivered or used in the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Pennsylvania, Maryland, Virginia, West Virginia, North Carolina, South Carolina, Georgia, Florida, or the District of Columbia.

(2) 1200 Blum Building, 624 South Michigan Avenue, Chicago, Illinois, if the premium motor fuel is to be delivered or used in the States of Ohio, Kentucky, Tennessee, Indiana, Michigan, Illinois, Wisconsin, Minnesota, Iowa, Missouri, Oklahoma, Kansas, Nebraska, South Dakota, or North Dakota.

(3) 245 Mellie Esperson Building, Houston, Texas, if the premium motor fuel is to be delivered or used in the States of Alabama, Mississippi, Louisiana, Arkansas, Texas, or New Mexico.

(4) 320 First National Bank Building, Denver, Colorado, if the premium motor fuel is to be delivered or used in the States of Montana, Wyoming, Colorado, Utah, or Idaho.

(5) 855 Subway Terminal Building, Los Angeles, California, if the premium motor fuel is to be delivered or used in the States of Arizona, California, Nevada, Oregon, Washington, or the Territories of Alaska or Hawaii.

If dissatisfied with the decision of the District Director-in-Charge, any person who applies for an exception to paragraphs (d) and (e) may appeal to the

Deputy Petroleum Administrator for War, Interior Building, Washington 25, D. C., or to such representative as may be designated.

(g) *Violations.* Any person who wilfully violates any provision of this order, or who, by any act or omission, falsifies records kept or information furnished in connection with this order is guilty of a crime and upon conviction may be punished by fine or imprisonment.

Any person who wilfully violates any provision of this order may be prohibited from delivering or receiving any material under priority control, or such other action may be taken as is deemed appropriate.

(h) *Effective date.* This order shall become effective on the 21st day of June, 1944.

(E.O. 9276, 7 F.R. 10091; E.O. 9125, 7 F.R. 2719; E.O. 9319, 8 F.R. 3687; WPB Directive No. 30, 8 F.R. 11559; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 21st day of June 1944.

RALPH K. DAVIES,
Deputy Petroleum
Administrator for War.

[F. R. Doc. 44-9119; Filed, June 22, 1944;
11:45 a. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration

[G. O. 16, Supp. 9]

PART 303—CONTRACTS FOR CARRIAGE ON VESSELS OWNED OR CHARTERED BY THE WAR SHIPPING ADMINISTRATION

BILLS OF LADING

General Order 16 and Supplement 7 to General Order 16 are amended as follows:

1. By adding a new § 303.11a:

§ 303.11a *Uniform bill of lading "Warshipplading 7/1/42", optional signature clause.* Effective June 22, 1944, all agents for vessels owned by or under bareboat charter or Warshipplading—Form #101 (Rev.) charter to the War Shipping Administration may use the following signature clause in the place and stead of the signature clause prescribed in § 303.11 *Uniform bill of lading "Warshipplading"* (originally designated paragraph 1 of General Order 16):

In witness whereof, there have been executed ----- Bills of Lading exclusive of non-negotiable copies, all of the same tenor and date, one of which being accomplished, the others to stand void.

Dated at ----- 19-----
FOR THE MASTER,
By -----
(Insert name of Agent in print)
Agents for United States of America
(War Shipping Administration),
By -----

2. By adding a new § 303.32a:

§ 303.32a *Uniform ocean bill of lading, short form, "Warshipshortblading 12/15/42", optional signature clause.* Effective June 22, 1944, all agents for vessels owned by or under bareboat charter or Warshipplading—Form #101 (Rev.)

charter to the War Shipping Administration may use the following signature clause in the place and stead of the signature clause prescribed in § 303.32 *Uniform ocean bill of lading, short form* (General Order 16, Supp. 7):

In witness whereof, there have been executed ----- Bills of Lading (insert number) exclusive of non-negotiable copies, all of the same tenor and date, one of which being accomplished, the others to stand void.

Dated at -----, 19-----

FOR THE MASTER,

By -----

(insert name of Agent in print)

AGENTS FOR UNITED STATES

OF AMERICA

(War Shipping Administration).

By -----

3. By amending § 303.13 (originally designated paragraph 3 of General Order 16) to read:

§ 303.13 *Authority from master to sign.* Prior to the issuance of said bills of lading for the carriage of goods on any vessel, the operator or agent shall obtain from the master of said vessel a writing authorizing said operator or agent in its capacity as agent for the United States of America (War Shipping Administration) to sign and issue bills of lading for the Master and in his name. The authorization shall be in substantially the following form:

You, as Agent of the War Shipping Administration, and all subagents appointed by you, at all the vessel's ports of call, whether the same are United States ports or foreign ports, are hereby authorized to enter into and do all things necessary for the proper execution and signing on my behalf, in my name, and as my agent, of bills of lading, passenger tickets, and other documents for the carriage of goods or passengers on board the SS-----

This authorization shall remain in full force and effect as long as I remain Master and as long as you continue to act as Agent for the above-named vessel, unless terminated by me in writing.

Sgd. -----

Master of SS-----

(E.O. 9054, 7 F.R. 837)

[SEAL]

E. S. LAND,
Administrator.

JUNE 21, 1944.

[F. R. Doc. 44-9097; Filed, June 22, 1944;
10:28 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Coal Mines Administration.

[Order CMA-39]

ANTHRACITE AND BITUMINOUS COAL MINES

ORDER TERMINATING GOVERNMENT POSSESSION

Wage agreements have been entered into between the United Mine Workers of America and the anthracite and bituminous coal operators who produce the great preponderance of the nation's tonnage. These agreements have been approved by the National War Labor

Board and the Director of Economic Stabilization.

I have heretofore terminated Government possession of mines producing in excess of seventy per cent of the nation's bituminous tonnage, and wage contracts have been put into effect at those mines. I have now been advised that, with the exception of Jewell Ridge Coal Corporation, Tazewell, Virginia, the operators who produce substantially all of the nation's bituminous and anthracite tonnage have executed or are about to execute contracts and will put them into effect immediately upon termination of Government possession of their mining properties.

Upon the basis of such advice and information, and after consideration of all of the circumstances, I find that, with the exception of the mines of Jewell Ridge Coal Corporation, Government possession of the anthracite and bituminous coal mines, now in Government possession, is no longer required, and in accordance with the provisions of Executive Order No. 9393 (8 F.R. 14877) and the War Labor Disputes Act (Pub. 89, 78th Cong. 1st Sess.) should be terminated.

Accordingly, I order and direct that the possession by the Government of any and all anthracite and bituminous coal mines, now in the possession of the Government, except the mines of Jewell Ridge Coal Corporation, Tazewell, Virginia, including any and all real and personal property, franchises, rights, facilities, funds and other assets used in connection with the operation of such mines, be, and it is hereby terminated, and that there be displayed conspicuously at those mining properties copies of a poster to be supplied by the Coal Mines Administration, and reading as follows:

NOTICE: Government possession and control of the coal mines of this mining company have been terminated by order of the Secretary of the Interior.

In accordance with section 40 of the regulations for the operation of coal mines under Government control, as amended (8 F.R. 6655, 10712, 11344, 17339), the appointments of the operating managers for the United States for all of the aforesaid mines with respect to which the mining companies have on file with the Administrator effective instruments of agreement and certification as provided for in section 25 of the regulations, as amended (8 F.R. 6655, 10712, 11344, 17339), are automatically terminated.

Nothing contained herein shall be deemed to preclude the Government from requiring the submission of information relating to operations during the period of Government possession, for the purpose of ascertaining the existence and amount of any claims against the United States so that the administration of the provisions of Executive Order No. 9393 (8 F.R. 14877) may be concluded in an orderly manner.

Dated: June 21, 1944.

[SEAL]

HAROLD L. ICKES,
Secretary of the Interior.

[F. R. Doc. 44-9118; Filed, June 22, 1944;
11:39 a. m.]

Solid Fuels Administration for War.

COAL PRODUCED IN DISTRICT 4

PROHIBITION OF SHIPMENT ON GREAT LAKES

Pursuant to Executive Order No. 9332 (8 F.R. 5355) and Solid Fuels Administration for War Regulation No. 1 (8 F.R. 5832), on and after June 30, 1944, all persons are prohibited from shipping any coal produced in District No. 4 via the Great Lakes to Chicago and North Western System, or to Chicago and North Western Railroad Company, or to Chicago, St. Paul, Minneapolis & Omaha Railway Company, or to a subsidiary or affiliate of any of such companies.

The above restrictions shall not apply to any coal produced in District No. 4 which is shipped in order to complete a partially filled cargo at any of the lower lake ports on the Great Lakes.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176)

Issued this 20th day of June 1944.

C. J. POTTER,
Deputy Solid Fuels
Administrator for War.

[F. R. Doc. 44-9062; Filed, June 21, 1944;
12:25 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5889]

SOUTHWESTERN POWER ADMINISTRATION
ORDER APPROVING RATES FOR SALE OF ELECTRIC POWER AND ENERGY FROM DENISON DAM PROJECT FOR A LIMITED PERIOD

JUNE 14, 1944.

The Acting Secretary of the Interior submitted, on May 5, 1944, a power sales agreement dated May 3, 1944, between Southwestern Power Administration and Texas Power & Light Company (Southwestern Power Administration Rate Schedule FPC No. 1), for the sale of electric power and energy produced at the Denison Dam Project on the Red River, Oklahoma-Texas, for approval by the Federal Power Commission of the rates provided therein, pursuant to the provisions of Executive Orders Nos. 9366 and 9373.

It appears to the Commission that: (a) Southwestern Power Administration is an agency of the United States established in the Department of the Interior by Order No. 1865 of the Secretary of the Interior dated August 31, 1943 (8 F.R. 12142) to execute the purposes of Executive Order No. 9353 of June 19, 1943 (8 F.R. 8587) and Executive Order No. 9366 of July 30, 1943 (8 F.R. 10699), as supplemented by Executive Order No. 9373 of August 30, 1943 (8 F.R. 12001), with respect to the disposition of electric power from the Denison Dam Project and the Norfolk Dam Project and the operation and disposition of power from the Grand River Dam Project.

(b) Under Executive Order No. 9373, the Secretary of the Interior, among

other things, is directed (a) to intergrade the power facilities of the Grand River, Norfolk, and Denison Dam projects; (b) to interconnect the projects with other utility systems in the area and to interchange electric energy with and purchase electric energy from such systems; and (c) to sell and dispose of electric energy to war plants and establishments, public bodies and cooperatives, and other persons, in that order of preference, at such rates as may be approved by the Federal Power Commission.

(c) The power plant at the Denison Dam Project is designed primarily for operation to provide power capacity, with an initial installation of two generating units aggregating 70,000 kilowatts of capacity and an ultimate installation of five generating units aggregating 175,000 kilowatts of capacity. Approximate rates for electric power and energy generated at the project should accordingly include both demand and energy charges. However, because of war restrictions on materials and labor, only one generating unit of 35,000 kilowatts of capacity has been installed.

(d) The power sales agreement is expressly designed to meet existing war emergency conditions without establishing a permanent policy in respect to the disposition of electric power and energy of the Government.

(e) The power sales agreement provides in substance for delivery to the Company of 30,000 kilowatts of primary power capacity and 10,000,000 kilowatt-hours of primary energy a month and all available secondary energy from the Denison Dam Project not otherwise disposed of, reserving 5,000 kilowatts of primary power capacity for sale to customers of Southwestern Power Administration in Oklahoma. The agreement also provides that any unsold portion of the primary power and energy reserved or recaptured for sale to such customers shall be accepted and paid for by the Company at primary rates.

(f) Under the terms of the power sales agreement, the Company is to pay 5 mills for primary energy and 2½ mills "on-peak" and one mill "off-peak" for secondary energy, with a reduction to 2 mills for primary energy under certain conditions; and the Company is to lower rates to certain classes of customers and certain war customers by an amount which the Acting Secretary of the Interior estimates will reach approximately \$400,000 per year.

(g) The power sales agreement provides that in order to utilize fully all available water at the Denison, Norfolk, and Grand River Dam Projects, and to coordinate fully the operation of such projects, the right of the Government is reserved to fulfill its commitments thereunder by delivery, by means of transmission or displacement, of electric power and energy into the Company's system from either the Norfolk or the Grand River Dam Projects.

(h) The power sales agreement is to continue in effect until July 1, 1949, or

until 6 months after the date of the cessation of hostilities in the present war, whichever date is earlier, unless sooner terminated under its terms; and provides for earlier recapture, after 18 months' notice, by progressive steps of 7,500 kilowatts of capacity and 2,500,000 kilowatt-hours of energy per month in any six months' period up to 15,000 kilowatts of capacity and 5,000,000 kilowatt-hours of energy per month for sale to customers of Southwestern Power Administration in Oklahoma.

(i) Notice of the terms of the power sales agreement has been given to the Governors of Oklahoma and Texas, interested State officials, and the Senators and Representatives from Oklahoma and Texas and published in the FEDERAL REGISTER on May 18, 1944 (Vol. 9, page 5317) and no objection thereto has been filed.

The Commission, having considered the above-described power sales agreement, and the presently available information and data thereon, finds that: (1) The power sales agreement provides for the disposal of the electric power and energy generated at the Denison Dam Project at rates which, although not ordinarily appropriate for this type of project, may, so long as only one generating unit is installed, substantially reimburse the Government for the annual costs allocable thereto.

(2) Approval of the proposed rates for not more than the present period of the agreement, and, subject to the conditions hereinafter prescribed, will not be inconsistent with the public interest.

The Commission orders that: Pursuant to Executive Order No. 9373, the rates provided in the power sales agreement dated May 3, 1944, between Southwestern Power Administration and Texas Power & Light Company (Southwestern Power Administration Rate Schedule FPC No. 1) be and they are hereby approved, upon the following conditions:

(i) Such approval is expressly limited to the sale of electric power and energy generated by the existing unit of the Denison Dam Project and shall terminate when the second unit is installed, but in any event shall not extend beyond the present term of the agreement;

(ii) The rates and provisions relating thereto, as set forth in the agreement, shall not be modified or extended except with the prior approval of the Commission;

(iii) Nothing herein contained shall be construed as constituting approval by the Commission of any provision of the agreement other than the rates presently provided therein, or as prejudicing in any way the installation of any additional generating unit at said project, or as affecting any action which may hereafter be taken by the Commission in any matter concerning the Southwestern Power Administration.

By the Commission.

[SEAL]

LEON M. FUGUAY,
Secretary.

[F. R. Doc. 44-9054; Filed, June 21, 1944;
2:47 p. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 323]

RECONSIGNMENT OF GRAPEFRUIT AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri, not later than June 19, 1944, by E. E. Fader Company, for account of Associated Fruit Distributors of California of car SFRD 18952, grapefruit, now on the A. T. & S. F. Railroad, to Chicago, Illinois.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of June 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-9125; Filed, June 22, 1944;
11:55 a. m.]

[S. O. 70-A, Special Permit 324]

RECONSIGNMENT OF POTATOES AT KANSAS CITY, MO.-KANS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri-Kansas, by L. S. Taube Company, of cars of potatoes, now on the A. T. & S. F. Railroad, PFE 22695 to Benton, Illinois (Mo. Pac.), June 21, 1944, PFE 38687 to Moberly, Missouri (Wabash), June 22, 1944, MDT 16923 to Bloomington, Ill. (Mo. Pac.), June 23, 1944. Account reconditioned and reconsigned.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with

the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of June, 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-9126; Filed, June 22, 1944;
11:55 a. m.]

[S. O. 70-A, Special Permit 325]

RECONSIGNMENT OF POTATOES AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, June 19, 1944, by Louis Cohen Company of car SFRD 235674, potatoes, now on the Chicago Produce Terminal, to W. F. Holland, Vincennes, Indiana.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of June, 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-9127; Filed, June 22, 1944;
11:55 a. m.]

[S. O. 200, Special Permit 82]

REICING OF POTATOES AT ST. LOUIS, MO.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph (§ 95.337, 9 F.R. 4402) of Service Order No. 200 of April 22, 1944, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To reice one time only at St. Louis, Missouri, on Frisco Railway, June 19, 1944, MDT 18329, potatoes, originated at Idabell, Oklahoma, June 15 consigned to Michael Swanson Brady Produce Company, Kansas City, Missouri, and diverted through St. Louis, destination unknown. Car arrived on week end without ice.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice

of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of June 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-9128; Filed, June 22, 1944;
11:55 a. m.]

[S. O. 200, Special Permit 83]

REICING OF SFRD AND PFE CARS AT MANCHESTER, N. Y.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph (§ 95.337, 9 F.R. 4402) of Service Order No. 200 of April 22, 1944, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To reice once in transit SFRD 38351 and PFE 95014 at Manchester, New York, routed NKP-LV shipped June 16 from Stillwell Cold Storage, Hannibal, Missouri, to Naval Supply Depot, Bayonne, New Jersey.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of June 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-9129; Filed, June 22, 1944;
11:55 a. m.]

[S. O. 200, Special Permit 84]

REICING OF POTATOES AT EAST BUFFALO, N. Y.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph (§ 95.337, 9 F.R. 4402) of Service Order No. 200 of April 22, 1944, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To reice once in transit the following cars: MDT 18974, 17806, 19452, and 4544, potatoes, at East Buffalo, New York, consigned to Naval Supply Depot c/o Idaho Baking Potato Distributors, New York City, routed via New York Central Railroad from North American Cold Storage, East St. Louis, Illinois, June 19, 1944. IC 50422 potatoes from Stillwell Cold Storage, Hannibal, Missouri, via CB&Q-PA., reice at Huntingdon, Pennsylvania, consigned Naval Supply Depot, New York City, shipped June 18.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of June 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-9130; Filed, June 22, 1944;
11:55 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 3644]

NAOICHI AND ISAMI ISHIDA

In re: Real property, bank account and property insurance policy owned by Naoichi and Isami Ishida, husband and wife.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Naoichi Ishida and Isami Ishida is Hiroshima prefecture, Yamagata gun, Yasuno son, Azana deguchi, Japan, and that they are residents of Japan and nationals of a designated enemy country (Japan);

2. That Naoichi Ishida and Isami Ishida are the owners of the property described in subparagraph 3 hereof;

3. That the property described as follows:
a. Real property situated in the City and County of Honolulu, Territory of Hawaii, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements, and appurtenances thereto, and any and all claims for rents, refunds, benefits, or other payments arising from the ownership of such property.

b. That certain bank account maintained with the Bishop National Bank of Hawaii, Honolulu, Hawaii, which account is due and owing to and held for Naoichi Ishida and Isami Ishida in the name of Isami Ishida, and any and all security rights in and to any and all collateral for all or part of such account, and the right to enforce and collect the same, and

c. All right, title, and interest of Naoichi Ishida and Isami Ishida, his wife, and each of them, in and to Insurance Policy No. 93058, issued by the Fidelity-Phenix Fire Insurance Company, New York, New York, which policy insures the improvements to the premises described in subparagraph 3-a hereof,

is property within the United States owned or controlled by nationals of a designated enemy country (Japan);

And determining that the property described in subparagraphs 3-b and 3-c hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same nationals of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances, and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b and 3-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity, or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 15, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

All of that certain parcel of land situate, lying and being on the South side of Gulick Avenue at Kalihi, Honolulu, City and County of Honolulu, Territory of Hawaii, being portion of Lot Number Two (2) of the tract of land known as the "Apili-In-Kanepaiki Tract", as shown on the Map thereof, recorded in the Office of the Registrar of Conveyances at Honolulu, in Liber 205, Page 162, and thus bounded and described:

Lot Number One (1): Beginning at the North corner of this piece of land, being also the North corner of Lot two of the Apili-In-Kanepaiki Tract and the South corner of Gulick Avenue and Pahukui Street, and running by true azimuths:

1. 325°10'56.50 feet along the Southwest side of Pahukui Street;

2. 53°52'33.00 feet along fence along the remainder of Lot two of the Apili-In-Kanepaiki Tract;

3. 144°50'56.85 feet along fence along same to the Southeast side of Gulick Avenue;

4. 234°30'33.30 feet along the Southeast side of Gulick Avenue to the point of beginning.

Containing an Area of 1878 Square Feet, or thereabouts, and being the same parcel of land that was conveyed to the said Naoichi Ishida, husband and wife, as joint tenants, as joint tenants, by Hiromi Ishida and Yone Ishida, husband and wife, as joint tenants, by Deed dated June 10th, A. D. 1936 and recorded in said Registry Office in Liber 1327 on Pages 380-381 on June 10th, 1936 at 9:06 o'clock a. m.

[F. R. Doc. 44-9099; Filed, June 22, 1944;
10:35 a. m.]

[Vesting Order 3645]

BERNHARD JULIUS OTTO KUEHN

In re: Real property, fire insurance policy and interest in bank account owned by Bernhard Julius Otto Kuehn, also known as Otto Kuehn.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bernhard Julius Otto Kuehn, also known as Otto Kuehn, is presently imprisoned within the United States as an espionage agent of a designated enemy country (Germany);

2. That Friedel Kuehn is presently interned within the United States as a potentially dangerous enemy alien;

3. That Bernhard Julius Otto Kuehn, also known as Otto Kuehn, and Friedel Kuehn are acting or purporting to act directly or indirectly for the benefit or on behalf of a designated enemy country (Germany) and are nationals of a designated enemy country (Germany);

4. That Bernhard Julius Otto Kuehn, also known as Otto Kuehn, is the beneficial owner of the property described in subparagraph 6 hereof;

5. That Friedel Kuehn is the record owner of the property described in subparagraph 6 hereof;

6. That the property described as follows:
a. Real property situated in Kailua, District of Koolauloko, City and County of Honolulu, Territory of Hawaii, particularly described in Exhibit A attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property.

b. All right, title and interest of Bernhard Julius Otto Kuehn, also known as Otto Kuehn, in and to insurance policy No. A-862,292, in the principal amount of \$14,000, issued by the Fireman's Fund Insurance Company, San Francisco, California, which policy insures the improvements to the real property referred to in subparagraph 6-a hereof, and

c. The sum of \$6,163.68 constituting a portion of that certain bank account with the Bishop Trust Co., Honolulu, Hawaii, which sum is due and owing to and held for Bernhard Julius Otto Kuehn, also known as Otto Kuehn, in the name of Mrs. Friedel Kuehn, and any and all security rights in and to any and all collateral for all or part of such sum, and the right to enforce and collect the same.

is property within the United States owned or controlled by a national of a designated enemy country (Germany);

And determining that the property described in subparagraphs 6-b and 6-c hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 6-a hereof) belonging to the same national of the same designated enemy country and subject

to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that Bernhard Julius Otto Kuehn, also known as Otto Kuehn, and Friedel Kuehn are controlled by or acting for or on behalf of a designated enemy country (Germany) and are nationals of a designated enemy country (Germany);

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 6-a hereof, subject to recorded liens, encumbrances, and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 6-b and 6-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The term "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 15, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

All of those certain parcels of land situate at Kailua, District of Koolauloko, City and County of Honolulu, said Territory, described as follows:

Lot Two-A-One (2-A-1), area 38,305.0 square feet and Lot Two-A-Two (2-A-2), area 36,276.0 square feet, as shown on Map 2, filed in the Office of the Assistant Registrar of the Land Court of the Territory of Hawaii with Land Court Application No. 677 (amended) of Harold Kainalu Long Castle;

Together with rights of way, forever, over those certain pieces or parcels of land situate at Kailua, District of Koolauloko, Island of Oahu, Territory of Hawaii, and being all of Lots 20-X, 20-I, 20-P and 20-W as shown

on Map 4 of Land Court Application 323 of Bernhard Rudolph Banning; said Lots 20-X, 20-I, 20-P and 20-W being all of the land described in Transfer Certificate of Title No. 17,095 issued to Henry Peter O'Sullivan and Frank Dennis Creedon.

Said rights of way over Lots 20-X, 20-I, 20-P and 20-W, forever, being for ingress, egress and regress unto Friedel Kuehn, her heirs, and assigns forever, in common with Henry Peter O'Sullivan and Frank Dennis Creedon, their assigns and the survivor of them, Harold Kainalu Long Castle, his heirs and assigns, and the owners and occupants of all the lots of the subdivision of Lot Twenty (20) as shown on Map 4, and Lot Twenty-One (21), as shown on Map 5, of said Land Court Application No. 323 and of other lots in the so-called "Kalama Tract," the same being the subdivision of a portion of Lot 2-A of Land Court Application No. 677 (amended) into Lots 2-A-I to 2-A-179 inclusive, as and for an appurtenance to the lands herein described and said lots with the right at all times for the owners and occupants thereof to pass and repass on foot, together with the right to maintain, repair, pave and repave said rights of way.

And being all of the land described in Transfer Certificate of Title No. 13,104 issued to Anna Buhlert Lindemann, widow.

[F. R. Doc. 44-9100; Filed, June 22, 1944; 10:35 a. m.]

[Vesting Order 3712]

FRANZ FUCHS AND LEOPOLDINE MUELLER

In re: Real property, property insurance policies and a bank account owned by Franz Fuchs and Leopoldine Mueller.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known addresses of Franz Fuchs and Leopoldine Mueller are No. 10 Economogasse, and No. 17 Kolping Street, Vienna, Austria (Germany), respectively, and that they are residents of Austria (Germany) and nationals of a designated enemy country (Germany);

2. That Franz Fuchs and Leopoldine Mueller are the owners of the property described in subparagraph 3 hereof;

3. That the property described as follows:

a. Real property particularly described as that tract or parcel of land situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being subplot Number Ninety-two (92) in Hiram Haskin's subdivision of a part of Original lot Number three hundred thirty-three (333) in Newburgh Township, including sublots 1, 2, 3 and 14 and the West half of 4 in Chamberlain's subdivision of Original Lot #333, being 45 feet front on Giddings Avenue (now known as East 71st Street) and Two Hundred and ten (210) feet deep to an alley, according to the recorded plat of said subdivision in Volume 3 of Maps, page 27, together with all hereditaments, fixtures, improvements, and appurtenances thereto, and any and all claims for rents, refunds, benefits, or other payments arising from the ownership of such property,

b. All right, title, interest and claim of Franz Fuchs and Leopoldine Mueller in and to fire insurance policies Numbers 424655 and 438291, issued by the Century Insurance Company, Limited, of New York, New York, insuring the premises described in subparagraph 3-a hereof, and

c. All right, title, interest and claim of Franz Fuchs and Leopoldine Mueller in and to the sum of \$500 constituting a portion of

a certain bank account in the Continental Industrial Bank of Cleveland, Ohio, which is due and owing to Franz Fuchs and Leopoldine Mueller, and held for them in the name of Otto L. Fricke, attorney-in-fact for Franz Fuchs and Leopoldine Mueller, including but not limited to all security rights in and to any and all collateral for any and all such account or portion thereof and the right to enforce and collect the same,

is the property within the United States owned or controlled by nationals of a designated enemy country (Germany);

And determining that the property described in subparagraphs 3-b and 3-c hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same nationals of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b and 3-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof, in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 29, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-9103; Filed, June 22, 1944; 10:35 a. m.]

[Vesting Order 3731]

MARIE STUMPF, ET AL.

In re: Interest in real property, property insurance policies and a claim owned by Marie Stumpf, Amalia Muller, Gertrude Weng Braun, Ernest Schmidt, William Distelhorst, Hertha Frieda K. Bachman and Alexander Melchior.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the following-named persons, whose last known addresses appear opposite their respective names, are residents of Germany and are nationals of a designated enemy country (Germany):

National and Last Known Address

Marie Stumpf, Freiburg, Germany.
Amalia Muller, Karlsruhe, Germany.
Gertrude Weng Braun, Karlsruhe, Germany.
Ernest Schmidt, Munich, Germany.
William Distelhorst, Karlsruhe, Germany.
Hertha Frieda K. Bachman, Germany.
Alexander Melchior, Germany.

2. That Marie Stumpf, Amalia Muller, Gertrude Weng Braun, Ernest Schmidt, William Distelhorst, Hertha Frieda K. Bachman and Alexander Melchior are the owners of the property described in subparagraph 3 hereof;

3. That the property described as follows:
a. All right, title, interest and estate, both legal and equitable, of Marie Stumpf, Amalia Muller, Gertrude Weng Braun, Ernest Schmidt, William Distelhorst, Hertha Frieda K. Bachman and Alexander Melchior in and to the real property situated in the Counties of Franklin and Crawford, State of Missouri, particularly described in Exhibit A attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements, and appurtenances thereto, and any and all claims of the above named nationals for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title and interest of Marie Stumpf, Amalia Muller, Gertrude Weng Braun, Ernest Schmidt, William Distelhorst, Hertha Frieda K. Bachman and Alexander Melchior in and to:

(1) Comprehensive Policy No. 3800 issued by the New Hampshire Fire Insurance Company, Manchester, New Hampshire, in the amount of \$1,500 expiring November 24, 1946 and naming as beneficiary "Estate of Nina Mack";

(2) Comprehensive Policy No. 3801 issued by the New Hampshire Fire Insurance Company, Manchester, New Hampshire, in the amount of \$1,000 expiring November 24, 1946 and naming as beneficiary "Estate of Nina Mack";

(3) Comprehensive Policy No. 90099 issued by the New Hampshire Fire Insurance Company, Manchester, New Hampshire, in the amount of \$1,000 expiring March 12, 1945 and naming as beneficiary "Estate of Nina Mack";

(4) Standard Fire Policy No. 85601 issued by the New Hampshire Fire Insurance Company, Manchester, New Hampshire, in the amount of \$500 expiring April 5, 1944 and naming as beneficiary "Estate of Nina Mack";

such policies insuring a portion of the property described in subparagraph 3-a hereof, and

c. All right, title, interest and claim of any name or nature whatsoever of Marie Stumpf, Amalia Muller, Gertrude Weng Braun, Ernest

Schmidt, William Distelhorst, Hertha Frieda K. Bachman and Alexander Melchior, and each of them, in and to any and all obligations, contingent or otherwise and whether or not matured, owing to them by William Goerger, 3221 Halliday Avenue, St. Louis, Missouri, and held in the Security National Bank at St. Louis, Missouri under the name and style of "Estate of Nina Mack, William Goerger, Licensee," arising out of the management of the property described in subparagraph 3-a hereof, including but not limited to all security rights in and to any and all collateral for any and all of such obligations, and the right to enforce and collect such obligations,

is property within the United States owned or controlled by nationals of a designated enemy country (Germany);

And determining that the property described in subparagraph 3-b and 3-c hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same nationals of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other rights of record, particularly that certain lease and option to purchase executed April 30, 1940, by and between Matilda Miller, and others as parties of the first part, and Ozark Cave Association, Inc., as parties of the second part, and recorded July 7, 1941, in the Office of the Recorder of Deeds for the County of Franklin, State of Tennessee, in Volume No. 134, page 453, held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b and 3-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim together with a request for a hearing thereon. Nothing herein con-

tained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 30, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

All those 44 tracts or parcels of land particularly described as follows, which are situated in Franklin County, Missouri, except that designated as Parcel 45 which is situated in Crawford County, Missouri:

Parcel 1. The West half of the Southeast $\frac{1}{4}$, and the Southwest $\frac{1}{4}$ of Section 5, containing 240 acres, more or less.

Parcel 2. The West half of the Northeast $\frac{1}{4}$ of Section 8, containing 80 acres, more or less.

Parcel 3. All that part of the Northwest $\frac{1}{4}$ of Section 8 lying North and East of Highway K, and North of a County Road running nearly East and West, excepting one acre conveyed to Gertrude A. Cooper by deed of record in Vol. 89, page 415, leaving 60 acres, more or less.

All in Township 41 North, Range 1 East of 5th P. M. and containing in the aggregate 380 acres, more or less.

Parcel 4. The West half of the Northeast $\frac{1}{4}$, the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, and the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 6, Township 41 North, Range 1 West of 5th P. M., containing 160 acres, more or less.

Parcel 5. The East half of the Northwest $\frac{1}{4}$, and the Southwest $\frac{1}{4}$ of Section 7, Township 41 North, Range 2 West of 5th P. M., containing 217.56 acres, more or less.

Parcel 6. The East half of the Northwest $\frac{1}{4}$, the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, and the East half of the East half of the Southwest $\frac{1}{4}$ of Section 8, Township 41 North, Range 2 West of 5th P. M., containing 160 acres, more or less.

Parcel 7. The East half of Section 8, Township 41 North, Range 2 West of 5th P. M., containing 320 acres, more or less.

Parcel 8. The West half of the Southwest $\frac{1}{4}$, the West half of the Northeast $\frac{1}{4}$, and the Northwest $\frac{1}{4}$ of Section 9, Township 41 North, Range 2 West of 5th P. M., containing 320 acres, more or less, excepting the mineral and mining rights on the Southeast $\frac{1}{4}$ of Northwest $\frac{1}{4}$ and Southwest $\frac{1}{4}$ of Northeast $\frac{1}{4}$ of said Sec. 9 as heretofore reserved, and excepting private roadway 20 feet wide, conveyed to J. W. Tidwell by deed of record in Vol. 120, page 34.

Parcel 9. 7 acres, more or less, being 220 yards off the West end of the North part of the Southeast $\frac{1}{4}$ of Section 11, Township 41 North, Range 2 West of 5th P. M., described as follows: Beginning at the Northeast corner of said Southeast $\frac{1}{4}$, thence South 340 yards, thence Northwest to a point 140 yards South of the Northwest corner of said tract, thence North 140 yards to said Northwest corner, thence East to the place of beginning.

Parcel 10. The Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the South half of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 17, Township 41 North, Range 2 West of 5th P. M., containing 60 acres, more or less.

Parcel 11. The East half of the East half of the Northwest $\frac{1}{4}$, and the East half of Section 17, Township 41 North, Range 2 West of 5th P. M., containing 360 acres, more or less.

Parcel 12. The North half of Section 18, Township 41 North, Range 2 West of 5th P. M., containing 294.14 acres, more or less.

Parcel 13. The North half of Lot 1 of the Southwest $\frac{1}{4}$, lying North of Spring Creek, and Lot 2 of the Southwest $\frac{1}{4}$ of Section 18, Township 41 North, Range 2 West of 5th P. M., containing 96.79 acres, more or less.

Parcel 14. The North half of Lot 2 of the Northwest $\frac{1}{4}$ of Section 19, Township 41 North, Range 2 West of 5th P. M., containing 28.81 acres, more or less.

Parcel 15. All of Section 20, except a strip 440 feet containing 13.30 acres off the South side of the Southeast $\frac{1}{4}$, of the Southeast $\frac{1}{4}$, in Township 41 North, Range 2 West of 5th P. M., containing 626.70 acres, more or less.

Parcel 16. All of Section 21, except a strip 440 feet containing 26.70 acres off the South side of the South half of the Southwest $\frac{1}{4}$, in Township 41 North, Range 2 West of 5th P. M., containing 613.30 acres, more or less.

Parcel 17. The North half of the Northeast $\frac{1}{4}$, the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, and the Northwest $\frac{1}{4}$ of Section 22, Township 41 North, Range 2 West of 5th P. M., except 42.21 acres conveyed to Lingengelter by deed of record in Vol. 122, page 128 and 10 acres conveyed to Brewer by deed of record in Vol. 122, page 111, leaving 227.79 acres, more or less.

Parcel 18. The West half of the Southeast $\frac{1}{4}$, and the Southwest $\frac{1}{4}$ of Section 22, Township 41 North, Range 2 West of 5th P. M., containing 240 acres, more or less. Subject to mining lease, dated Dec. 29, 1942 of record in Vol. 139, page 255 of the Franklin County records.

Parcel 19. All that part of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 22 and the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 23 lying South of the Stanton-Spring Creek County Road, in Township 41 North, Range 2 West of 5th P. M., containing 6 acres, more or less.

Parcel 20. The North half of the Northwest $\frac{1}{4}$ of Section 27, Township 41 North, Range 2 West of 5th P. M., containing 80 acres, more or less. Subject to mining lease, dated Dec. 29, 1942 of record in Vol. 139, page 255 of the Franklin County records.

Parcel 21. The Southeast $\frac{1}{4}$ of Section 23, Township 41 North, Range 2 West of 5th P. M., excepting therefrom the following: 32.88 acres conveyed by deed of record in Vol. 68, page 35; 1 acre by deed of record in Vol. 44, page 207; 1.22 acres by deed of record in Vol. 73, page 467; 50/100 of an acre by deed of record in Vol. 51, page 577; 2 acres by deed of record in Vol. 88, page 11; 25/100 of an acre by deed of record in Vol. 102, page 62; 4.94 acres by deed of record in Vol. 116, page 599; 3 acres by deed of record in Vol. 120, page 429; street by deed of record in Vol. 115, page 273; 1.50 acres by deed of record in Vol. 126, page 212; highway right of way by deed of record in Vol. 98, page 159; and Missouri Electric Co. easement by deed of record in Vol. 99, page 560, leaving 112.71 acres, more or less.

Parcel 22. The East half of the Southwest $\frac{1}{4}$ of Section 24, Township 41 North, Range 2 West, excepting 3.11 acres conveyed by deed of record in Vol. 73, page 281 and one acre by deed of record in Vol. 92, page 126, leaving 79.89 acres, more or less.

Parcel 23. The West half of the Southeast $\frac{1}{4}$ of Section 24, Township 41 North, Range 2 West of 5th P. M., containing 84 acres, more or less.

Parcel 24. The East half of the Southeast $\frac{1}{4}$ of Section 24, Township 41 North, Range 2 West of 5th P. M., containing 84 acres, more or less.

Parcel 25. All of Section 25, Township 41 North, Range 2 West of 5th P. M., excepting that part conveyed to Randleman by deed of record in Vol. 115, page 245, leaving 666.21 acres, more or less.

Parcel 26. The North half of the Northeast $\frac{1}{4}$, and the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 26, Township 41 North, Range 2 West of 5th P. M., except 2 acres conveyed

by deed of record in Vol. 115, page 245, and easement of the Missouri Electric Co. by deed of record in Vol. 99, page 530, leaving 118 acres, more or less.

Parcel 27. 8.02 acres, more or less in the East part of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 26, Township 41 North, Range 2 West of 5th P. M., described as follows: Beginning at the Northeast corner thereof, thence South along East line of Section 26, 17.07 chains, thence West 2.66 chains, thence North 58° West 4.60 chains to the Springfield Road, thence with said road North 20° East 1.17 chains, North $2\frac{1}{2}^{\circ}$ West 6.16 chains, North $41\frac{3}{4}^{\circ}$ East 5.48 chains, North $37\frac{1}{2}^{\circ}$ East 4.02 chains, thence East 32 links to the place of beginning.

Parcel 28. The Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 26, the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$, and all of the Northeast $\frac{1}{4}$ of Section 35, Township 41 North, Range 2 West of 5th P. M., containing 240 acres, more or less.

Parcel 29. The Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ and the North half of Section 36, Township 41 North, Range 2 West of 5th P. M., containing 360 acres, more or less, a part of which is subject to a lease dated April 30, 1940 of record in Vol. 134, page 453.

Parcel 30. An undivided $\frac{1}{2}$ interest in the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 36, Township 41 North, Range 2 West of 5th P. M., containing 40 acres, more or less.

Parcel 31. The Southeast fractional $\frac{1}{4}$, lying Northwest of the Meramec River of Section 36, Township 41 North, Range 2 West of 5th P. M., containing 96.15 acres, more or less, subject to a lease dated April 30, 1940 of record in Vol. 134, page 453.

Parcel 32. The North half of the Northeast fractional $\frac{1}{4}$, West of the Meramec River of Section 1, Township 40 North, Range 2 West of 5th P. M., containing 48.29 acres, more or less, subject to a lease dated April 30, 1940 of record in Vol. 134, page 453.

Parcel 33. The Northwest $\frac{1}{4}$ of Section 30, Township 41 North, Range 1 West of 5th P. M., containing 150.11 acres, more or less, excepting all minerals and mining rights heretofore reserved, and roadway conveyed to the County of Franklin by deed of record in Vol. 129, page 594.

Parcel 34. The Southwest $\frac{1}{4}$ of Section 30, Township 41 North, Range 1 West of 5th P. M., excepting 4 acres conveyed by deed of record in Vol. 108, page 48 and 4 acres by deed of record in Vol. 116, page 236, and 20 foot private roadway conveyed to Denny by deed of record in Vol. 103, page 616, leaving 152.70 acres, more or less.

Parcel 35. The West half of the Northwest fractional $\frac{1}{4}$ of Section 31, lying North of the Meramec River, in Township 41 North, Range 1 West of 5th P. M., containing 57 acres, more or less, subject to a lease dated April 30, 1940 of record in Vol. 134, page 453.

Parcel 36. U. S. Survey No. 3279, Townships 40 and 41, Range 1 West of 5th P. M., containing 340.28 acres, more or less.

Parcel 37. An undivided $\frac{1}{2}$ interest in the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 11, Township 40 North, Range 2 West of 5th P. M., containing 40 acres, more or less.

Parcel 38. Lot 3 and the North 29 feet of Lot 4, Block 12 of the Town of Stanton, Missouri.

Parcel 39. Block 16 of the Town of Stanton, Mo.

Parcel 40. Block 17 of the Town of Stanton, Mo., excepting that part lying North of Stanton-Sand Ford County Road, as conveyed by deed of record in Vol. 92, page 90.

Parcel 41. Block 18 of the Town of Stanton, Mo., containing 4.51 acres, more or less.

Parcel 42. Lot 3, Block 19 of the Town of Stanton, Mo.

Parcel 43. Block 20 of the Town of Stanton, Mo., except 15 feet off the West side conveyed to the Railroad.

Parcel 44. Block 21 of the Town of Stanton, Mo., except 1.25 acres in the Northeast

corner conveyed by deeds of record in Vol. 90, page 77 and Vol. 110, page 159.

Parcel 45. An undivided one-half interest in the Southwest quarter of the Northeast quarter, Section 33, T. 40 N., R. 2 W., containing 40 acres, except an undivided one-half of a 30' strip off the South side of said tract.

[F. R. Doc. 44-9104; Filed, June 22, 1944; 10:36 a. m.]

[Vesting Order 3805]

VINCENZO BENETTI

In re: Estate of Vincenzo Benetti, also known as V. Benetti, deceased. File: D-38-3120; E. T. sec. 9383.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Arturo Benetti, Administrator, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of San Joaquin;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Italy, namely,

Nationals and Last Known Address

Giuseppe Benetti, Italy.

Maria Panelli, Italy.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Giuseppe Benetti and Maria Panelli and each of them, in and to the Estate of Vincenzo Benetti, also known as V. Benetti, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account, or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date

hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: June 14, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-9105; Filed, June 22, 1944;
10:36 a. m.]

[Vesting Order 3806]

LOUISA DOERING

In re: Estate of Louisa Doering, deceased; File D-28-4351; E. T. Sec. 7445.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests herein-after described are property which is in the process of administration by John Pestka, 2215 North Karlov Avenue, Chicago, Illinois, Executor, acting under the judicial supervision of the Probate Court of the State of Illinois, in and for the County of Cook;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Marie Schultz, Germany.
Bertha Bartsch (sometimes known as Bertha Matilda Rosalie Bartsch), Germany.
Hulda Kramer (sometimes known as Hulda Emilie Ottillie Kramer; Hilda Kramer), Germany.
Wilhelm Edward Doering, Germany.
Antonie Giese, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Marie Schultz, Bertha Bartsch (sometimes known as Bertha Matilda Rosalie Bartsch), Hulda Kramer (sometimes known as Hulda Emilie Ottillie Kramer; Hilda Kramer), Wilhelm Edward Doering and Antonie Giese, and each of them, in and to the estate of Louisa Doering, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to

indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: June 14, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-9106; Filed, June 22, 1944;
10:36 a. m.]

[Vesting Order 3807]

MARIE EHMERT

In re: Estate of Marie Ehmert, also known as Mary Ehmert, deceased; File F-28-7541; E. T. sec. 320.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Juliette Risselada, Executrix, acting under the judicial supervision of the Surrogate's Court, Queens County, New York;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Rosina Munzenmaier, Germany.
Albert Luick, Germany.
Elsa Lutz, Germany.
Oskar Luick, Germany.
Rosine Luick, Germany.
Hermann Luick, Germany.
Erwin Luick, Germany.
Louise Haubensak, Germany.
Albert Weber, Germany.
Herman Weber, Germany.
Anna Weber, Germany.
Mathilda Weber, Germany.
Karoline Schneider, Germany.
Lydia Murr, Germany.
Ernst Friederich Luick, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Rosina Munzenmaier, Albert Luick, Elsa Lutz, Oskar Luick, Rosine Luick, Hermann Luick, Erwin Luick, Louise Haubensak, Albert Weber, Herman Weber, Anna Weber, Mathilda Weber,

Karoline Schneider, Lydia Murr and Ernst Friederich Luick, and of each of them, in and to the estate of Marie Ehmert, also known as Mary Ehmert, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order, may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: June 14, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-9107; Filed, June 22, 1944;
10:36 a. m.]

[Vesting Order 3808]

GUSTAV E. MITTRACH

In re: Estate of Gustav E. Mittrach, deceased; File D-28-1735; E. T. sec. 748.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Clerk of the Probate Court, Marion County, Indianapolis, Indiana, Depositary, acting under the judicial supervision of the Probate Court of the State of Indiana, in and for the County of Marion;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Mrs. Ida Flex (nee Mittrach), Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Mrs. Ida Flex

(nee Mittrach) in and to the estate of Gustav E. Mittrach, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: June 14, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-9108; Filed, June 22, 1944;
10:37 a. m.]

[Vesting Order 3809]

JOHN G. MUELLER

In re: Estate of John G. Mueller, deceased; File D-28-7376; E. T. sec. 7547.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Elmer Mueller, 828 Putnam Street, Fort Wayne, Indiana, Executor, acting under the judicial supervision of Allen Superior Court No. 2, Fort Wayne, Allen County, Indiana;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Children or heirs of Heinrich (Heinrich or Henrick) Mueller, deceased, names unknown, Germany.

Children or heirs of Lina (Lena) Selter, deceased, names unknown, Germany.

Louise Niederhueber (Neiderhueber), Germany.

Children or heirs of Louise Niederhueber (Neiderhueber), names unknown, Germany.

Children or heirs of Margaretha Schmidt, deceased, names unknown, Germany.

Louise Mueller (Gustav), Germany.

Hans Schmidt, Germany.

Christian Schmidt, Germany.

Otilie Heisinger, Germany.

Children or heirs of Otilie Heisinger, names unknown, Germany.

Christian Goering, Germany.

Children or heirs of Christian Goering, names unknown, Germany.

Children or heirs of Hans Goering, deceased, names unknown, Germany.

Carl Goering, Germany.

Dora Stout, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of the Children or heirs of Heinrich (Heinrich or Henrick) Mueller, deceased, names unknown; Children or heirs of Lina (Lena) Selter, deceased, names unknown; Louise Niederhueber (Neiderhueber); Children or heirs of Louise Niederhueber (Neiderhueber), names unknown; Children or heirs of Margaretha Schmidt, deceased, names unknown; Louise Mueller (Gustav); Hans Schmidt; Christian Schmidt; Otilie Heisinger; Children or heirs of Otilie Heisinger, names unknown; Christian Goering; Children or heirs of Christian Goering, names unknown; Children or heirs of Hans Goering, deceased, names unknown; Carl Goering; and Dora Stout, and each of them, in and to the estate of John G. Mueller, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: June 14, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-9109; Filed, June 22, 1944;
10:37 a. m.]

[Vesting Order 3810]

ANNA K. MUSELIUS

In re: Estate of Anna K. Muselius, deceased, and trusts under the will of Anna K. Muselius, deceased; File No. D-28-2334; E. T. sec. 3112.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Passaic National Bank & Trust Company, and Katherine E. Schmahl, as co-executors and trustees, acting under the judicial supervision of the Passaic County Orphans' Court, Paterson, New Jersey; and

(2) Such property and interests are payable or deliverable to, or claimed by nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Betty Roevekamp, Germany.

Anna Roevekamp, Germany.

Franz Funck, Germany.

Wilhelm Stock, Germany.

Meta Muselius, Germany.

Jacob Schmahl, his issue, whose names are unknown, Germany.

Kate Berger, Germany.

Jean Schmahl, Germany.

Carl Schmahl, Germany.

Christiane Schmahl, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Betty Roevekamp, Anna Roevekamp, Franz Funck, Wilhelm Stock, Meta Muselius, Jacob Schmahl, and his issue, whose names are unknown, Kate Berger, Jean Schmahl, Carl Schmahl, and Christiane Schmahl, and each of them, in and to the estate of Anna K. Muselius, deceased, and the trusts created under the will of Anna K. Muselius, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of said Executive order.

Dated: June 14, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-9110; Filed, June 22, 1944;
10:37 a. m.]

[Vesting Order 3811]

IGNAZ ROBI

In re: Estate of Ignaz Robi, deceased;
File D-17-190; E.T. sec. 3639.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Louis Judah, 503 Carplin Place, Cincinnati, Ohio, Administrator with the Will Annexed, acting under the judicial supervision of the Probate Court of the State of Ohio, in and for the County of Hamilton;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Julia Friedman (Julie Friedman), Germany (Austria).

Elizabeth Beekman (Elizabeth Beckman), Germany (Austria).

Irma Feuerzeig (Irma Feuerzeug), Germany (Austria).

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Julia Friedman (Julie Friedman), Elizabeth Beekman (Elizabeth Beckman) and Irma Feuerzeig (Irma Feuerzeug), and each of them, in and to the estate of Ignaz Robi, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on

Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated June 14, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-9111; Filed, June 22, 1944;
10:37 a. m.]

[Vesting Order 3812]

SECURITY TRUST CO.

In re: Mortgage pool of the Security Trust Company of Emaus, Pennsylvania; File D-28-8632; E. T. sec. 10340.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described as property which is in the process of administration by The Allentown National Bank, 510 Hamilton Street, Allentown, Pennsylvania, Substituted Trustee, acting under the judicial supervision of the Court of Common Pleas of Lehigh County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Pauline Fanz, Germany.

Katherina Scheuble, Germany.

Josef Muller, Germany.

Alfred Sutter, Germany.

Herman Sutter, Germany.

Otto Sutter, Germany.

Julius Sutter, Germany.

Moritz Richard Sutter, Germany.

Amanda Haring, Germany.

Albert Sutter, Germany.

Anna Sutter, Germany.

Frieda Sutter, Germany.

Emil Sutter, Germany.

Frida Boller, Germany.

Karl August Sutter, Germany.

Maria Emma Sutter, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Pauline Fanz, Katherina Scheuble, Josef Muller, Alfred Sutter, Herman Sutter, Otto Sutter, Julius Sutter, Moritz Richard Sutter, Amanda Haring, Albert Sutter, Anna Sutter, Frieda Sutter, Emil Sutter, Frida Boller, Karl August Sutter and Maria Emma Sutter, and each of them, as heirs at law of John B. Miller, deceased, in and to Certificate #459, Series B, of the mortgage pool of the Security Trust Company of Emmaus, Pennsylvania,

to be held, used, administered, liquidated, sold or otherwise dealt with in the in-

terest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: June 14, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-9112; Filed, June 22, 1944;
10:37 a. m.]

[Vesting Order 1599, as Amended, Amdt.]

RICHARD C. NICKELSEN

Vesting Order Number 1599 dated June 3, 1943, as amended on November 19, 1943, is hereby further amended as follows and not otherwise:

By deleting from said order, as amended, subparagraph 1 which reads as follows:

1. That the last known address of Richard C. Nickelsen is Toftum Fohr, Schleswig-Holstein, Germany, and that he is a resident of Germany and a national of a designated enemy country (Germany);

and substituting therefor the following subparagraph:

1. That the last known address of Richard C. Nickelsen and of Jennie H. Nickelsen, his wife, is Toftum Fohr, Schleswig-Holstein, Germany, and that they are residents of Germany and nationals of a designated enemy country (Germany);

and by deleting from said order, as amended, the clause which reads as follows:

And further determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

and substituting therefor the following clause:

And further determining that to the extent that either of the above named nationals is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

All other provisions of such Vesting Order Number 1599, as amended, and all action taken on behalf of the Alien Property Custodian in reliance thereon, pur-

suant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on June 17, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-9101; Filed, June 22, 1944;
10:35 a. m.]

[Vesting Order 3229, Amdt.]

HILDE SCHEIBE AND KURT GERBRACHT

In re: Interests in real property and fire insurance policies owned by Hilde Scheibe and Kurt Gerbracht.

Vesting Order Number 3229, dated February 26, 1944, is hereby amended as follows and not otherwise:

By deleting the fifth paragraph in Exhibit A attached to and by reference made a part of said vesting order and substituting therefor the following new paragraph:

Second tract: Beginning at a point in the southwesterly line of Homans Avenue where the same is intersected by the northwesterly line of the first tract hereinabove described, from thence (1) along the southwesterly line of Homans Avenue north 39°47' west 200 feet to the line of lands now or formerly of Henry M. Alexander; thence (2) along said Alexander's line south 49°51' west 248.73 feet; thence (3) along another line of said Alexander's land south 39°47' east 200 feet to the northwesterly line of the first tract above described, and thence (4) along said line of said tract north 49°51' east 248.73 feet to the point or place of beginning. Containing 1.142 acres.

All other provisions of said Vesting Order Number 3229 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the

authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on June 19, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-9102; Filed, June 22, 1944;
10:35 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[RMPR 506, Order 3]

INDIANAPOLIS GLOVE CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 3 under section 4 (b) of Revised Maximum Price Regulation 506. Maximum prices for staple work gloves. Granting maximum prices to the Indianapolis Glove Company and other sellers (Docket No. N6657-506-50-7).

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

(a) On and after June 20, 1944, the Indianapolis Glove Company, Indianapolis, Indiana, may sell and deliver to any purchaser, and such purchaser may buy from it, the staple work glove numbers enumerated in the following table at or below the prices set forth in Column A of this table. Wholesalers who purchase these numbers from the Indianapolis Glove Company may make "regular sales" at wholesale of such gloves, at or below the prices set forth in Column B of the table. Ceiling prices for "special sales" at wholesale shall be determined in accordance with section 3 (b) of Revised Maximum Price Regulation 506.

Style No.	Glove description	Column A Manufacturer's prices		Column B Wholesale prices
		Group I ceiling	Group II ceiling	
97K	Men's clute cut 14 oz. flannel single thickness flannel back and palm, knit wrist.	\$2.00	\$2.20	\$2.40
313K	Men's clute cut quilted 18 oz. double throughout "chore" mitten, knit wrist.	2.35	2.55	2.82½
353	Men's clute cut quilted 12½ oz. double throughout "chore" mitten, knit wrist.	2.00	2.20	2.40
2680	Men's clute cut heavy side split leather palm, full leather thumb, leather pull, leather "V" finger backs, 8 oz. flannel back, 6 oz. or heavier palm lining, flannel knuckle strap, 10½ yard tubing knit wrist.	6.75	7.35	8.12½
2780	Men's clute cut heavy side split leather palm, full leather thumb, leather pull, leather "V" finger backs, 8 oz. or heavier palm lining, flannel knuckle strap, 5½" stiffened 13 oz. double (2 ply thickness) gauntlet cuff.	7.30	7.90	8.80
1216	Women's clute cut 6 oz. canton flannel single thickness back and palm. 4" single (1 ply thickness) cuff.	1.52½	1.65	1.77½
299E	Men's clute cut 10 oz. canton flannel single thickness back and palm. 2" material band top. Elastic webbing back strap.	1.77½	1.92½	2.15
142XX	Men's clute cut 16 oz. quilted double palm, thumb and forefinger, 8 oz. single thickness white back. Knit wrist.	2.80	2.60	2.77½
1700	Men's gunn cut side split leather palm, ¾ leather thumb, leather fingertips, leather knuckle strap, leather pull, 8 oz. flannel back, 6 oz. or heavier palm lining, 4½" double (2 ply thickness) waterproof gauntlet.	6.65	7.25	8.00
1701	Men's gunn cut side split leather palm, ¾ leather thumb, leather fingertips, leather knuckle strap, leather pull, 8 oz. flannel back, 6 oz. or heavier palm lining, 2" double (2 ply thickness) waterproof safety cuff.	6.20	6.80	7.47½

(b) The maximum prices authorized in paragraph (a) are subject to the following:

(1) The instructions for manufacturers and wholesalers which preface the tables in Appendix A of RMPR 506;

(2) The provisions in section 4 (a) of RMPR 506 with respect to a manufacturer's "wholesale percentage," and the

quota of deliveries which must be made at Group I prices;

(3) The marking and informational requirements of section 6 of RMPR 506. In addition to these requirements, the Indianapolis Glove Company, on all deliveries of the style numbers listed in paragraph (a), made pursuant to this order, on and after September 15, 1944,

must place the letter "S" following the lot number or brand name stated on the label, ticket, or other device used to mark the gloves.

(c) The definitions in RMPR 506 shall apply to this order.

(d) The Indianapolis Glove Company must furnish each of its customers, who, on or after June 3, 1944, purchased or purchases the style numbers listed in paragraph (a) for purposes of resale, a notice in the form set forth below. The Indianapolis Glove Company must also notify each such customer (other than a seller at retail) that he is required in turn to transmit to his customers a copy of the notice set forth below. The notice may be attached to the invoice or may be stamped or printed on the invoice.

This notice is sent to you as required by Order No. 3 under section 4 (b) of Revised Maximum Price Regulation 506 issued by the Office of Price Administration. It lists ceiling prices fixed by OPA for the work glove numbers enumerated in the table below, manufactured by the Indianapolis Glove Company.

OPA has ruled that the Indianapolis Glove Company may sell these numbers at or below the prices listed in Column A below, subject to the provisions of section 4 (a) of RMPR 506 with respect to the quota of deliveries which must be made at Group I prices. Wholesalers in turn are authorized to make regular sales at wholesale of these numbers at or below the prices listed in Column B. Retailers will determine their ceiling prices on these numbers in accordance with section 2 of RMPR 506.

Style No.	Column A Manufacturer's prices		Column B Wholesale prices
	Group I ceiling	Group II ceiling	
97KS	\$2.00	\$2.20	\$2.40
313KS	2.35	2.55	2.82½
353S	2.00	2.20	2.40
2680S	6.75	7.35	8.12½
2780S	7.30	7.90	8.80
1216S	1.52½	1.65	1.77½
299ES	1.77½	1.92½	2.15
142XXS	2.80	2.60	2.77½
1700S	6.65	7.25	8.00
1701S	6.20	6.80	7.47½

You will note that the letter "S" follows the manufacturer's lot number or brand name. This letter indicates that these gloves have been specifically priced by OPA under section 4 (b).

(e) This Order No. 3 under Revised Maximum Price Regulation 506 may be revoked or amended by the Price Administrator at any time.

(f) On all deliveries of the work glove numbers listed in paragraph (a) since June 3, 1944 pursuant to OPA adjustable pricing authorizations, the Indianapolis Glove Company must refund to its customers any monies collected in excess of the ceiling prices authorized in this order. Within thirty days from the effective date of this order, the Indianapolis Glove Company shall send to OPA, Washington, D. C., a notification of the steps it has taken to comply with the provisions of this paragraph (f) of this order.

This order shall become effective June 20, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 20th day of June 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-8983; Filed, June 20, 1944;
4:12 p. m.]

[RMPR 506, Order 4]

BROOKVILLE GLOVE CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 4 under section 4 (b) of Revised Maximum Price Regulation 506. Maximum prices for staple work gloves. Granting maximum prices to the Brookville Glove Company and other sellers (Docket No. N6657-506-12-7).

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

(a) On and after June 20, 1944, the Brookville Glove Company, Brookville, Pennsylvania, may sell and deliver to any purchaser, and such purchaser may buy from it, the staple work glove numbers enumerated in the following table at or below the prices set forth in Column A of this table. Wholesalers who purchase these numbers from the Brookville Glove Company may make "regular sales" at wholesale of such gloves, at or below the prices set forth in Column B of the table. Ceiling prices for "special sales" at wholesale shall be determined in accordance with section 3 (b) of Revised Maximum Price Regulation 506.

Style No.	Glove description	Column A Manufacturer's prices		Column B Wholesalers' prices
		Group I ceiling	Group II ceiling	
710	Men's 20 ounce quilted double thickness palm, 10 ounce single thickness white back, knit wrist.	\$2.45	\$2.65	\$2.95
710J	Men's jumbo 20 ounce quilted double thickness palm, 10 ounce single thickness white back, knit wrist.	2.55	2.75	3.07½
710C	Ladies' 20 ounce quilted double thickness palm, 10 ounce single thickness white back, knit wrist.	2.42½	2.62½	2.92½
99	Men's 20 ounce quilted double thickness palm 10 ounce single thickness white back, 5" double (2 ply thickness) gauntlet.	3.02½	3.30	3.65
710BT	Men's 20 ounce quilted double thickness palm 10 ounce single thickness white back, 1¾" material band top.	2.50	2.60	3.00
99TN	Men's 20 ounce quilted double thickness palm, 10 ounce single thickness white back, turtle neck, 4½" double (2 ply thickness) gauntlet.	3.10	3.37½	3.72½
999	Men's 20 ounce quilted double thickness palm, 10 ounce single thickness white back, 2½" double (2 ply thickness) safety cuff.	2.77½	3.02½	3.35
99C	Ladies' 20 ounce quilted double thickness palm 10 ounce single thickness white back, 4½" double (two ply thickness) gauntlet cuff.	3.00	3.27½	3.62½
999C	Ladies' 20 ounce quilted double thickness palm, 10 ounce single thickness white back, 2¼" double (2 ply thickness) safety cuff.	2.75	3.00	3.32½
69KJ	Men's Jumbo 18 ounce quilted double thickness brown flannel palm, 10 ounce single thickness back knit wrist.	2.50	2.70	3.00
69C	Ladies' 18 ounce quilted double thickness brown palm, flannel 10 ounce single thickness back, 4½" double (2 ply thickness) gauntlet cuff.	2.95	3.15	3.55
999C	Ladies' 18 ounce quilted double thickness brown flannel palm, 10 ounce single thickness back, 2¼" double (2 ply thickness) safety cuff.	2.70	2.90	3.25
79K	Men's 20 ounce quilted double thickness palm, 12 ounce single thickness back, knit wrist.	2.55	2.75	3.07½
79	Men's 20 ounce quilted double thickness palm, 12 ounce single thickness back, 5" double (2 ply thickness) gauntlet cuff.	3.12½	3.40	3.77½
79TN	Men's 20 ounce quilted double thickness palm, 12 ounce single thickness back, turtle neck, 4½" double (2 ply thickness) gauntlet cuff.	3.20	3.47½	3.85
712X	Men's 22 ounce quilted double thickness palm, 12 ounce single thickness back, knit wrist.	2.60	2.80	3.12½
712XBT	Men's 22 ounce quilted double thickness palm, 12 ounce single thickness back, 1¾" material band top.	2.65	2.85	3.20
59X	Men's 22 ounce quilted double thickness palm, 12 ounce single thickness back, 5" double (2 ply thickness) gauntlet.	3.17½	3.45	3.82½
59XTN	Men's 22 ounce quilted double thickness palm, 12 ounce single thickness back, turtle neck, 4½" double (2 ply thickness) gauntlet.	3.25	3.52½	3.92½
58XNO	Men's 22 ounce quilted double thickness palm and thumb, 12 ounce single thickness back, 5" double (2 ply thickness) gauntlet.	3.30	3.57½	3.97½
58XNOTN	Men's 22 ounce quilted double thickness palm and thumb, 12 ounce single thickness back, turtle neck, 4½" double (2 ply thickness) gauntlet cuff.	3.37½	3.65	4.07½
958XNO	Men's 22 ounce quilted double thickness palm and thumb, 12 ounce single thickness back, 2½" double (2 ply thickness) safety cuff.	3.05	3.35	3.67½
29B	Men's 16 ounce double throughout "Chore glove", 5" double (2 ply thickness) gauntlet cuff.	3.00	3.25	3.62½

(b) The maximum prices authorized in paragraph (a) are subject to the following:

(1) The instructions for manufacturers and wholesalers which preface the tables in Appendix A of RMPR 506;

(2) The provisions in section 4 (a) of RMPR 506 with respect to a manufacturer's "wholesale percentage", and the quota of deliveries which must be made at Group I prices;

(3) The marking and informational requirements of section 6 of RMPR 506. In addition to these requirements, the Brookville Glove Company on all deliveries of the style numbers in paragraph (a), made pursuant to this order, on and after September 15, 1944, must place the letter "S" following the lot number or brand name stated on the label, ticket, or other devices used to mark the gloves.

(c) The definitions in RMPR 506 shall apply to this order.

(d) The Brookville Glove Company must furnish each of its customers, who, on or after February 11, 1944, purchased or purchases the style numbers listed in paragraph (a) for purposes of resale, a notice in the form set forth below. The Brookville Glove Company must also notify each such customer (other than a seller at retail) that he is required in turn to transmit to his customers a copy of the notice set forth below. The notice may be attached to the invoice or may be stamped or printed on the invoice.

This notice is sent to you as required by Order No. 4 under section 4 (b) of Revised Maximum Price Regulation 506 issued by the Office of Price Administration. It lists ceiling prices fixed by OPA for the work glove numbers enumerated in the table below, manufactured by the Brookville Glove Company.

OPA has ruled that the Brookville Glove Company may sell these numbers at or below the prices listed in Column A below, subject to the provisions of section 4 (a) of RMPR 506 with respect to the quota of deliveries which must be made at Group I prices. Wholesalers in turn are authorized to make regular sales at wholesale of these numbers at or below the prices listed in Column B. Retailers will determine their ceiling prices on these numbers in accordance with section 2 of RMPR 506.

Style No.	Column A Manufacturer's prices		Column B Wholesalers' prices
	Group I ceiling	Group II ceiling	
710S	\$2.45	\$2.65	\$2.95
710JS	2.55	2.75	3.07½
710CS	2.42½	2.62½	2.92½
99S	3.02½	3.30	3.65
710BTS	2.50	2.60	3.00
99TNS	3.10	3.37½	3.72½
999S	2.77½	3.02½	3.35
99CS	3.00	3.27½	3.62½
999CS	2.75	3.00	3.32½
69KJS	2.50	2.70	3.00
69CS	2.95	3.15	3.55
999CS	2.70	2.90	3.25
79KS	2.55	2.75	3.07½
79S	3.12½	3.40	3.77½
79TNS	3.20	3.47½	3.85
712XS	2.60	2.80	3.12½
712XBS	2.65	2.85	3.20
59XS	3.17½	3.45	3.82½
59XTNS	3.25	3.52½	3.92½
58XNOS	3.30	3.57½	3.97½
58XNOTNS	3.37½	3.65	4.07½
958XNOS	3.05	3.35	3.67½
29BS	3.00	3.25	3.62½

You will note that the letter "S" follows the manufacturers' lot number or brand name. This letter indicates that these gloves have been specially priced by OPA under section 4 (b).

(e) This Order No. 4 under Revised Maximum Price Regulation 506 may be revoked or amended by the Price Administrator at any time.

(f) On all deliveries of the work glove numbers listed in paragraph (a) since February 11, 1944 pursuant to OPA adjustable pricing authorizations, The Brookville Glove Company must refund to its customers any monies collected in excess of the ceiling prices authorized in this order. Within thirty days from the effective date of this order, the Brookville Glove Company shall send to OPA, Washington, D. C., a notification of the steps it has taken to comply with the provisions of this paragraph (f) of this order.

This order shall become effective June 20, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 20th day of June 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-8984; Filed, June 20, 1944;
4:12 p. m.]

[RMPR 506, Order 5]

WELLS LAMONT GLOVE CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 5 under section 4 (b) of Revised Maximum Price Regulation 506. Maximum prices for staple work gloves. Granting maximum prices to the Wells Lamont Glove Company and other sellers (Docket No. N6657-506-1-7).

Style No.	Glove description	Column A Manufacturer's prices		Column B Wholesalers' prices
		Group I ceiling	Group II ceiling	
3449.....	Men's gunn cut heavy side split leather palm, full leather thumb, leather finger tips, 8 ounce canton flannel back. 6 ounce or heavier palm lining, 2 1/4" single ply band top.	\$6.10	\$6.65	\$7.35
50B.....	Boys' elite cut 8 ounce canton flannel single thickness back and palm, knit wrist.	1.45	1.87 1/2	1.75

(b) The maximum prices authorized in paragraph (a) are subject to the following:

(1) The instructions for manufacturers and wholesalers which preface the tables in Appendix A of RMPR 506;

(2) The provisions in section 4 (a) of RMPR 506 with respect to a manufacturer's "wholesale percentage," and the quota of deliveries which must be made at Group I prices;

(3) The marking and informational requirements of section 6 of RMPR 506. In addition to these requirements, the Wells Lamont Glove Company on all deliveries of the style numbers listed in paragraph (a), made pursuant to this order, on and after September 15, 1944, must place the letter "S" following the lot number or brand name stated on the label, ticket, or other device used to mark the gloves.

(c) The definitions in RMPR 506 shall apply to this order.

(d) The Wells Lamont Glove Company must furnish each of its customers, who, on or after February 24, 1944, purchased or purchases the style numbers listed in paragraph (a) for purposes of resale, a notice in the form set forth below. The Wells Lamont Glove Company must also notify each such customer (other than a seller at retail) that he is required in turn to transmit to his customers a copy of the notice set forth below. The notice may be attached to the invoice or may be stamped or printed on the invoice.

This notice is sent to you as required by Order No. 5 under section 4 (b) of Revised Maximum Price Regulation 506 issued by the Office of Price Administration. It lists ceiling prices fixed by OPA for the work glove numbers enumerated in the table below, manufactured by the Wells Lamont Glove Company.

OPA has ruled that the Wells Lamont Glove Company may sell these numbers at or below the prices listed in Column A below, subject to the provisions of section 4 (a) of RMPR 506 with respect to the quota of deliveries

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered:

(a) On and after June 20, 1944, the Wells Lamont Glove Company, 1791 Howard Street, Chicago, Illinois, may sell and deliver to any purchaser, and such purchaser may buy from it, the staple work glove numbers enumerated in the following table at or below the prices set forth in Column A of this table. Wholesalers who purchase these numbers from the Wells Lamont Glove Company may make "regular sales" at wholesale of such gloves, at or below the prices set forth in Column B of the table. Ceiling prices for "special sales" at wholesale shall be determined in accordance with section 3 (b) of Revised Maximum Price Regulation 506.

which must be made at Group I prices. Wholesalers in turn are authorized to make regular sales at wholesale of these numbers at or below the prices listed in Column B. Retailers will determine their ceiling prices on these numbers in accordance with section 2 of RMPR 506.

Style No.	Column A Manufacturers' prices		Column B Wholesalers' prices
	Group I ceiling	Group II ceiling	
3449S.....	\$6.10	\$6.65	\$7.35
59BS.....	1.45	1.87 1/2	1.75

You will note that the letter "S" follows the manufacturers' lot number or brand name. This letter indicates that these gloves have been specially priced by OPA under section 4 (b).

(e) This Order No. 5 under Revised Maximum Price Regulation 506 may be revoked or amended by the Price Administrator at any time.

(f) On all deliveries of the work glove numbers listed in paragraph (a) since February 24, 1944 pursuant to OPA adjustable pricing authorizations, the Wells Lamont Glove Company must refund to its customers any monies collected in excess of the ceiling prices authorized in this order. Within thirty days from the effective date of this order, the Wells Lamont Glove Company shall send to OPA, Washington, D. C., a notification of the steps it has taken to comply with the provisions of this paragraph (f) of this order.

This order shall become effective June 20, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 20th day of June 1944.

CHESTER BOWLES,
Administrator

[F. R. Doc. 44-8985; Filed, June 20, 1944;
4:13 p. m.]

[MPR 120, Order 823]

SOUTHERN COTTON OIL CO.

ESTABLISHMENT OF PRICE CLASSIFICATION AND ADJUSTMENT OF MAXIMUM PRICES

Order No. 823 under Maximum Price Regulation No. 120. Bituminous coal delivered from mine or preparation plant. Establishing price classifications and maximum prices for coals of the Alta Coal Division of the Southern Cotton Oil Company.

For the reasons given in the opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, it is ordered:

(a) The Summit Strip Mine of the Alta Coal Division of the Southern Cotton Oil Company located in Walker County, Alabama, in District No. 13, operating in the Black Creek Seam, is hereby assigned Mine Index No. 2019 and classified in Maximum Price Group No. 7, Subdistrict No. 1 for rail shipment and for railroad fuel and Maximum Price Group No. 1E for truck shipment.

(b) Coals produced by the Alta Coal Division of the Southern Cotton Oil Company at its Summit Strip Mine, Mine Index No. 2019, located in Walker County, Alabama in District No. 13, for the uses indicated and by methods of transportation appearing herein, may be sold and purchased at per net ton prices not exceeding the following:

	Size groups							
	1, 2, 3, 4 and 5	6, 8 and 10	7, 9 and 11	12, 14, 15 and 16	13, 19, 20 and 21	17 and 18	22 and 23	
Rail shipment and railroad fuel.....	\$5.60	\$5.10	\$5.00	\$4.35	\$4.25	\$4.25	\$4.15	
Truck shipment.....	5.50	4.90	4.55	4.40	4.30	4.30	4.05	

(d) This order may be revoked or amended at any time.

(e) All prayers of the applicant not granted herein are hereby denied.

(f) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to the terms used herein.

This order shall become effective June 22, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 21st day of June 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-9050; Filed, June 21, 1944;
11:22 a. m.]

[MPR 120, Order 824]

CLYDE O. MITCHELL

ADJUSTMENT OF MAXIMUM PRICES

Order No. 824 under Maximum Price Regulation No. 120. Bituminous coal delivered from mine or preparation plant.

For the reasons set forth in an opinion issued simultaneously herewith and

in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

(a) The Mitchell Nos. 3 and 4 Mines of Clyde O. Mitchell, Birmingham, Alabama, are hereby assigned Mine Index Nos. 2035 and 2036, respectively. The No. 3 Mine is classified in Price Group No. 6 for rail shipments and railroad fuel, and in Price Group No. 1 for truck shipments. The No. 4 Mine is classified in Price Group No. 7 for rail shipments and railroad fuel, and in Price Group No. 1 for truck shipments.

(b) Coals produced by Clyde O. Mitchell, Birmingham, Alabama, from the Mitchell Nos. 3 and 4 Mines, Mine Index Nos. 2035 and 2036 operating in the Black Creek Seam in District No. 13, may be purchased and sold at per net ton prices in cents per net ton not exceeding the following:

	Size group No.							
	1, 2, 3, 4 and 5	6, 8 and 10	7, 9 and 11	12, 14, 15 and 16	13, 19, 20 and 21	17 and 18	22 and 23	
Rail shipments, including railroad fuel.....	530	480	470	390	380	370	360	
Truck shipment.....	525	475	455	440	430	415	405	

	Size group No.							
	1, 2, 3, 4 and 5	6, 8 and 10	7, 9 and 11	12, 14, 15 and 16	13, 19, 20 and 21	17 and 18	22 and 23	
Rail shipments, including railroad fuel.....	500	510	500	435	425	425	415	
Truck shipment.....	525	475	455	440	430	415	405	

(c) The prices established herein are f. o. b. the mine for truck shipments, and f. o. b. the rail shipping point for rail shipments and for railroad fuel.

(d) All prayers of applicant not granted herein are hereby denied.

(e) This order may be revoked or amended at any time.

(f) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to terms used herein. This order shall become effective June 22, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 21st day of June 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-9051; Filed, June 21, 1944; 11:23 a. m.]

[Max. Import Price Reg., Order 19]

D. N. & E. WALTER & Co.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emer-

gency Price Control Act of 1942, as amended, and by Executive Orders Nos. 9250 and 9328, it is ordered:

(a) *Effect of this order.* This order establishes maximum prices at which the importer may sell and maximum prices at which retailers may buy and sell, wool hooked rugs, cotton hooked rugs, mixed yarn hooked rugs, Zarape rugs and hand-knotted wool rugs, imported from Mexico by D. N. & E. Walter & Company of San Francisco, California, hereinafter called the "importer."

(b) *Maximum prices on sales by importer and by retailers.* The importer may not sell, and no retailer may buy, the rugs described below at prices f. o. b. Pacific Coast shipping points, terms net 30 days, higher than those set forth in Column II. No retailer may sell, and no person may pay, prices higher than those set forth in Column III for such rugs.

I	II	III
Type of rug	Sales by importer to retailers	Sales by retailers to consumers
100% wool hooked rugs.	\$1.35 per sq. ft....	\$2.25 per sq. ft.
Mixed yarn hooked rugs (40% wool, 60% cotton).	\$0.97 per sq. ft....	\$1.60 per sq. ft.
Cotton hooked rugs.	\$0.80 per sq. ft....	\$1.35 per sq. ft.
Zarape rugs:		
Size 60 x 160 cent.	\$5.25 per piece....	\$8.85 per piece.
Size 75 x 150 cent.	\$7.25 per piece....	\$12.25 per piece.
Size 130 x 190 cent.	\$16.50 per piece....	\$27.75 per piece.
Size 150 x 200 cent.	\$19.75 per piece....	\$33.25 per piece.
Hand-knotted wool rugs:		
Special grade.....	\$1.50 per sq. ft....	\$2.60 per sq. ft.
"War" quality.....	\$2.00 per sq. ft....	\$3.50 per sq. ft.
"Sculptured" quality.	\$2.50 per sq. ft....	\$4.35 per sq. ft.

(c) *Special orders of hand-knotted wool rugs.* The importer may add 10¢ per square foot to the above maximum prices for hand-knotted wool rugs when they are made to special specifications. The retailer may add 25¢ per square foot to the above maximum prices for hand-knotted wool rugs when they are made to special specifications.

(d) *Reduction of prices.* Whenever the total landed cost to the importer on which the above maximum prices are established decrease by 5% or more, he shall immediately notify the Export-Import Price Branch, OPA, Washington, D. C., of the extent of the reduction in cost and the Price Administrator may then establish new maximum prices for these rugs.

(e) *Importer to notify retailers.* The importer shall furnish a copy of this order to each retailer to whom any such rugs are sold and shall also include on the invoice the following statement:

The enclosed Order No. 19 issued under the Maximum Import Price Regulation by OPA establishes your maximum selling prices for these rugs.

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective June 22, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 21st day of June 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-9052; Filed, June 21, 1944; 11:23 a. m.]

[Max. Import Price Reg., Order 20]

HARMAN & HULSEY Co.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 20 under section 21 of the Maximum Import Price Regulation.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and by Executive Orders Nos. 9250 and 9328, it is ordered:

(a) *Effect of this order.* This order establishes maximum prices at which the importer may sell, and maximum prices at which wholesalers and retailers may buy and sell brooms imported from Cuba by Harman & Hulsey Company, of Tampa, Florida. These brooms consist of 5-string, weighing 21 pounds per dozen and 6-string, weighing 25 pounds per dozen, respectively.

(b) *Maximum prices on sales by Harman & Hulsey Company.* Harman & Hulsey Company may sell such brooms to wholesalers at prices, f. o. b. Tampa, Florida, not exceeding \$8.53 per dozen for the 5-string, and \$9.90 per dozen for the 6-string. No wholesaler may pay Harman & Hulsey Company higher prices.

(c) *Maximum wholesale and retail prices.* No wholesaler or retailer may sell, and no person buying from them may pay, higher prices than the following for such brooms:

Class of seller	Maximum prices f. o. b. seller's shipping point	
	5-string	6-string
Sales by wholesalers.....	\$9.85 per doz....	\$11.40 per doz.
Sales by retailers.....	\$1.10 each.....	\$1.30 each.

(d) *Harman & Hulsey Company to notify wholesalers.* Harman & Hulsey Company shall furnish a copy of this order to each wholesaler to whom such brooms are sold and shall also include on the invoice the following statement:

The enclosed Order No. 20 issued under the Maximum Import Price Regulation by OPA establishes your maximum selling prices for these brooms and requires you to notify your customers what are their maximum prices as stated in the order.

(e) *Wholesalers to notify retailers.* Every wholesaler selling such brooms shall include on his invoice to each retailer the following statement:

Your maximum selling prices for these brooms, as established by Order No. 20 under the Maximum Import Price Regulation by OPA, are \$1.10 each for 5-string and \$1.30 each for 6-string.

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective on June 22, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 21st day of June 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-9053; Filed, June 21, 1944;
11:23 a. m.]

[MPR 188, Order 30 Under Order A-2,
Amdt. 1]

LANDEN PUTTY WORKS

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 30 under subparagraph (a) (13) of Order No. A-2 under § 1499.159b of Maximum Price Regulation No. 188. Maximum prices for putty manufactured by Landen Putty Works, Malden, Massachusetts, and sold outside of New England.

For the reasons set forth in an opinion issued simultaneously herewith, paragraph (a) (1) of Order No. 30 under paragraph (a) (13) of Order No. A-2 under § 1499.159b of Maximum Price Regulation No. 188 is amended to read as follows:

	Net price per 100 pounds f. o. b. Boston, Mass.				
	100 lb. and 85 lb. steel drums	25 lb. cans	12 1/2 lb. cans	5 lb. cans	1 lb. cans
Glaziers (commercial)....	\$2.45	\$2.95	\$3.10	\$3.45	\$4.95
Glaziers 5% white lead....	3.20	3.70	3.85	4.20	6.70
Strictly pure linseed oil (meets Federal spec. TT-P-791a Type I).....	4.35	4.85	5.00	5.35	6.85
Strictly pure linseed oil 5% white lead.....	4.85	5.35	5.50	5.85	7.35
Strictly pure linseed oil 10% white lead (meets Federal spec. TT-P- 791a Type II).....	5.35	5.85	6.00	6.35	7.85
Factory steel sash (for interior glazing).....	3.50	4.00	4.15	4.50	-----
Master plumbers (same as commercial).....	2.45	2.95	3.10	3.45	4.95

This amendment shall become effective
June 22, 1944.

Issued this 21st day of June 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-9055; Filed, June 21, 1944;
11:24 a. m.]

Regional and District Office Orders.

[Region III Order G-27 Under RMPR 122]

SOLID FUELS IN MUNCIE, IND. AREA

Order No. G-27 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in the Muncie, Indiana Area.

For the reasons stated in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for sales of specified solid fuels made within the corporate limits of the City of Muncie, Indiana and that part of Center Township,

Indiana, not included in the City of Muncie. These are the highest prices that any dealer may charge when he delivers such fuels at or to a point in such area; they are also the highest prices that any buyer in the course of trade or business may pay for them.

(b) *What this order prohibits.* Regardless of any obligation, no person shall

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Order No. G-27; but less than maximum prices may at any time be charged, paid or offered;

(2) Obtain a higher than ceiling price by

(i) Charging a price higher than the scheduled price for a service or making a charge for a service not authorized by this order,

(ii) Making a charge higher than the scheduled charge authorized for the extension of credit,

(iii) Using any other device by which a higher than maximum price is obtained, directly or indirectly,

(iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with any requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government,

(c) *Schedule for sales of coal.* This schedule sets forth maximum prices for sales of specified sizes, kinds and quantities of solid fuels. Column I describes the coal for which prices are established; Column II shows maximum prices for cash or credit sales on a "direct delivery" basis in quantities of less than 20 tons; Column III shows maximum prices for cash or credit sales on a "direct delivery" basis in quantities of at least 20 tons and less than 50 tons; Column IV shows maximum prices for all cash or credit "yard sales" to dealers reselling coal.

SCHEDULE I

Column I	Column II	Column III	Column IV
1. High volatile bituminous coals from producing District No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia and north-eastern Tennessee) excluding coals from the Bull Creek, Splash Dam, Clintwood and Upper Banner seams and from Mine Index Nos. 22, 219, 319, 370 & 459: ¹			
A. Lump—size group Nos. 1 and 2 (larger than 3"):	1-19 tons	20-49 tons ¹	
1. Mine price classifications D through J.....	\$9.30	\$9.05	\$8.80
2. Mine price classifications K and lower.....	8.85	8.60	8.35
B. Egg:			
1. Size group No. 6 (top size larger than 5" but not exceeding 6" x bottom size 2" and smaller; top size 3" but not exceeding 5" x bottom size larger than 2" but not exceeding 3"):			
a. Mine price classifications E through K.....	8.95	8.70	8.45
b. Mine price classifications L through N.....	8.60	8.35	8.10
2. Size group No. 7 (top size larger than 3" but not exceeding 5" x bottom size 2" and smaller), mine price classifications K through N.....	8.60	8.35	8.10
C. Stove—Size group No. 8 (top size larger than 2" but not exceeding 3" x bottom size 2" and smaller), mine price classification A.....	8.75	8.50	8.25
D. Stoker—Size group No. 10 (top size 1 1/4" and smaller x bottom size 3/4" and larger):			
1. Mine price classifications A through E.....	9.05	8.80	8.55
2. Mine price classifications F and lower.....	8.90	8.65	8.40
E. To the prices stated in section A, B, C, and D of Part I may be added \$.15 per ton provided the coal is mined in Sub-district 6 of Producing District 8, and provided the coal is separately weighed and billed by the dealer. Sub-district 6 includes that portion of District 8 which is in northern Tennessee and the following counties in Kentucky: Bell, Clay, Clinton, Jackson, Knox, Laurel, Leslie, Madison, McCreary, Owsley, Pulaski, Rock Castle, Wayne and Whitley.			
II. Bituminous coals from producing district No. 11 (Indiana):			
A. Lump, egg and stove:			
1. Size group Nos. 1 through 3 (bottom size larger than 2", washed or raw):			
a. Price group Nos. 1 through 4 and 8 through 12.....	6.75	6.50	6.25
b. Price group Nos. 5, 13 and 20.....	7.35	7.10	6.85
2. Size group Nos. 4 through 8 (bottom size 2" and smaller, washed or raw):			
a. Price group Nos. 1 through 4 and 8 through 12.....	6.75	6.50	6.25
b. Price group Nos. 5, 13 and 20.....	7.10	6.85	6.60
B. Stoker (bottom size larger than 10 mesh or 3/32"):			
1. Price group No. 6:			
a. Raw.....	7.25	7.00	6.75
b. Washed or air-cleaned:			
1. Treated.....	7.50	7.25	7.00
2. Untreated.....	7.40	7.15	6.90
2. Price group Nos. 1 through 4 and 8 through 12:			
a. Raw.....	6.40	6.15	5.90
b. Washed or air-cleaned:			
1. Treated.....	6.65	6.40	6.15
2. Untreated.....	6.55	6.30	6.05
III. Bituminous lump coal from producing District No. 4 (Ohio), size group Nos. 1 and 2 (larger than 2") from the Ohio No. 8 freight origin district.....	8.10	7.85	7.60
IV. Low volatile bituminous coals from producing district No. 7 (south-eastern West Virginia and northwestern Virginia): ²			
A. Lump and egg—size groups Nos. 1 and 2 (lump; bottom size larger than screened run of mine; egg; top size larger than 3" x bottom size no limit) mine price classification A.....	10.35	10.10	9.85
B. Stoker—Size group No. 5 (pea or dedusted screenings; top size not exceeding 3/4" x bottom size smaller than 3/4") mine price classification A.....	9.05	8.80	8.55
V. Briquettes (low volatile).....	10.65	10.40	10.15
VI. Anthracite (Pennsylvania): Egg, stove, chestnut sizes.....	15.15	14.90	14.65
VII. Coke (excluding reclaimed or reject coke): Egg, stove and chestnut sizes.....	11.85	11.60	11.35

¹ On one order, delivered to one location.

² To the prices of coals from District 7 and 8 may be added \$.10 per ton if the coal had been treated by an oil or chemical treatment by the supplier. Such charge, if made, shall be separately stated on the dealer's invoice.

All terms used herein to describe size, volatility, and producing district are those that were established and defined by the Bituminous Coal Division and in effect as of midnight, August 23, 1943.

(d) The maximum prices for all sales by dealers of solid fuel not provided for by this Order No. G-27 shall be the maximum prices established by Revised Maximum Price Regulation No. 122.

(e) *Schedule of service charges.* This schedule sets forth maximum prices which a dealer may charge for special

services rendered in connection with all sales under paragraph (c). These charges may be made only if the buyer requests such service of the dealer and only when the dealer renders the service. Every service charge shall be separately stated in the dealer's invoice.

Wheeling from curb.....	\$0.50 per ton.
Carrying from curb.....	\$0.75 per ton.
Carrying up or down stairs:	
One flight.....	\$1.00 per ton.
Each additional flight.....	\$0.25 per ton.
1/2 ton deliveries.....	1/2 of the ton price plus \$0.25.
Miscellaneous services in connection with sales of solid fuels including trimming in the bin.	\$0.75 per hour per man.

(f) *The transportation tax.* The transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set by this order, provided the dealer states it separately from the price on his invoice or statement. However, such tax need not be so separately stated on a sale to the United States or any agency thereof, the District of Columbia, any state government or any political subdivision thereof.

(g) *Addition of increase in suppliers prices prohibited.* The maximum prices set by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereon; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the Regional Administrator.

(h) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 except that the petition shall be filed with the Regional Administrator and acted upon by him.

(i) *Applicability of other regulations.* Every dealer subject to this order is governed by the licensing provisions of Supplementary Order No. 72, effective October 1, 1943.

(j) *Right of amendment or revocation.* The Regional Administrator or Price Administrator may amend, revoke, or rescind this order, or any provision thereof, at any time.

(k) *Records.* Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof showing the date, the name and address of the buyer, if known, the per net ton price charged and the kind and type of solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also separately state each service rendered and the charge made for it.

(l) *Posting of maximum prices; sales slips.* (1) Each dealer subject to this order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this

order available for examination by any person inquiring as to his prices for solid fuel. No report of the maximum prices established by this order need be made by any dealer under § 1340.262 (c) of Regulation No. 122.

(2) Every dealer selling solid fuel for sales of which a maximum price is set by this order shall, within thirty days after the delivery of the fuel, give to the buyer a statement showing; the date of the sale, the name and address of the dealer and of the buyer, the kind, size, and quantity of the solid fuel sold, the price charged and separately stating any item which is required to be separately stated by this order.

(m) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Indianapolis District Office of the Office of Price Administration.

(n) *Definitions and explanations.* (1) "Person" includes an individual, corporation, partnership, association, any other organized group of persons, legal successor or representative of any of the foregoing, and includes the United States, any agency thereof, any other government, or any of its political subdivisions, and any agency of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "purchase", and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(4) "Direct delivery" means shoveling, dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at a point where this can be done and at the point nearest and most accessible to the buyer's bin or storage space.

(5) "Yard sales" shall mean sales and deliveries made by the dealer in his customary manner at his yard.

(6) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122, as amended, shall apply to the terms used herein, and in full force and effect.

(c) *Applicability of this order.* To the extent applicable, the provisions of this order supersede Revised Maximum Price Regulation No. 122.

NOTE: The reporting and record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Order No. G-27 under Revised Maximum Price Regulation No. 122 shall become effective June 29, 1944.

(56 Stat. 23, 765; Pub. Laws 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued June 14, 1944.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 44-8989; Filed, June 20, 1944; 4:15 p. m.]

[Region III Order G-30 Under RMPR 122, Amdt. 3]

SOLID FUELS IN HAMILTON COUNTY AND MILFORD, OHIO

Amendment No. 3 to Order No. G-30 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in Hamilton County, Ohio, and in the City of Milford, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered, That paragraph C of Part II of the Price Schedule in section (c) (1) be amended to read as follows:

Column I	Column II	Column III
II. * * *		
C. Stoker, or dedusted screenings, size group No. 5 (top size not exceeding 3/4" x bottom size smaller than 3/4") in mine price classification A.....	\$7.70	\$7.45

This Amendment No. 3 to Order No. G-30 under Revised Maximum Price Regulation No. 122 shall become effective June 23, 1944.

(56 Stat. 23, 765, Pub. Laws 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued June 15, 1944.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 44-8991; Filed, June 20, 1944; 4:14 p. m.]

[Region III Order G-44 Under RMPR 122]

SOLID FUELS IN BAY CITY, MICH., AREA

Order No. G-44 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in the Bay City, Michigan, area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for sales of specified solid fuels made within the Bay City area herein defined to include the following: Bangor Township; Kaw-kawlin Village; that portion of Hampton Township lying west of Farley Road; that portion of Merritt Township lying west of Farley Road and north of Munger Road; Portsmouth Township; Frank-enlust Township; Monitor Township; Auburn Village; and the municipalities of Bay City and Essexville. These are the highest prices that any dealer may charge when he delivers such fuel at or to a point in such Bay City area; they are also the highest prices that any buyer in the course of trade or business may pay for them.

(b) *What this order prohibits.* Regardless of any obligation, no person shall

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Order No. G-44; but less than maximum prices may at any time be charged, paid, or offered;

(2) Obtain a higher than ceiling price by

(i) Charging a price higher than the scheduled price for a service or making a charge for a service not authorized by this order,

(ii) Using any other device by which a higher than maximum price is obtained, directly or indirectly,

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with the requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(c) *Schedule for sales of coal.* This schedule sets forth maximum prices for sales of specified sizes, kinds and quantities of solid fuels. Column I describes the coal for which prices are established; Column II shows maximum prices for cash or credit sales on a "direct delivery" basis; Column III shows maximum prices for cash or credit "yard sales" in quantities of one or more tons. All prices are for sales on a net ton basis.

Column I	Column II	Column III
I. High volatile bituminous coals from producing District No. 8 excluding coals from The Star Slope Mine Index No. 439 of The Dixport Coal Company, The King Kona #2 Mine, Index No. 285 of The Elkhorn Coal Company, and The #2 Mine, Index No. 124 of The Columbus Mining Company (eastern Kentucky, southern West Virginia, western Virginia, northeastern Tennessee): ¹		
A. Lump, size group No. 2 (larger than 3" but not exceeding 5"):		
1. Mine price classifications C through F	\$9.45	\$8.95
2. Mine price classifications G through O	9.25	8.75
3. Mine price classifications P through S	8.70	8.20
B. Egg:		
1. Size group No. 5 (top size larger than 5" but not exceeding 6" x bottom size larger than 2" but not exceeding 3"; top size larger than 6" x bottom size 2" and smaller) mine price classifications L through N	9.20	8.70
2. Size group No. 6 (top size larger than 5" but not exceeding 6" x bottom size 2" and smaller; top size 3" but not exceeding 5" x bottom size larger than 2" but not exceeding 3"):		
a. Mine price classifications E through K	9.10	8.60
b. Mine price classifications L through N	8.95	8.45
3. Size group No. 7 (top size larger than 3" but not exceeding 5" x bottom size 2" and smaller) mine price classifications B through M	8.75	8.25
C. Stoker, size group No. 10 (top size 1 1/4" and smaller x bottom size 1/8" and larger):		
1. Mine price classifications B through E	8.95	8.45
2. Mine price classifications F through M	8.70	8.20
D. Screenings, size group No. 20 (larger than 3/4" x 0 but not exceeding 2" x 0) mine classifications M through Q	8.05	7.65
E. To the prices stated in sections A, B, C, and D of Part I may be added \$.15 per ton provided the coal is mined in sub-district 6 of producing District No. 8 and provided it is separately weighed and billed. Sub-district 6 includes that portion of District 8 which is in northern Tennessee and the following counties in Kentucky: Bell, Clay, Clinton, Jackson, Knox, Laurel, Leslie, Madison, McCreary, Owsley, Pulaski, Rock Castle, Wayne and Whitley.		
II. High volatile bituminous coals from producing District No. 5 (Michigan) rail or truck:		
A. Lump, size group Nos. 1 and 2 (larger than 2")	9.10	8.60
B. Egg (raw):		
1. Size group No. 4 (top size larger than 4" x bottom size larger than 2" but not exceeding 3")	9.00	8.50
2. Size group No. 5 (top size larger than 3" but not exceeding 4" x bottom size larger than 1 1/4" but not exceeding 2")	8.70	8.20
C. Slack (washed or mechanically cleaned) size group No. 9 (larger than 1 1/4" x 0 but not exceeding 2" x 0)	6.75	6.25
III. Low volatile bituminous coals from producing District No. 7 (Southeastern West Virginia and northwestern Virginia):		
A. Lump and egg, size group Nos. 1 and 2 (Lump: larger than screened run of mine; egg: top size larger than 3" x bottom size no limit) mine price classifications A through C	10.95	10.45
B. Stoker, size group No. 5 (pea or reduced screenings, top size not exceeding 3/4" x bottom size smaller than 3/4") mine price classification A	8.80	8.30
IV. Pennsylvania anthracite egg, stove and chestnut sizes	15.19	14.69
V. Coke (excluding reclaimed and reject coke) egg, stove and nut sizes:		
A. Forked	13.10	12.60
B. Other	12.60	12.10

¹ To the prices of coals from producing Districts 7 and 8 may be added \$.10 per ton if the coal has been subjected to oil or chemical treatment by the supplier. If such a charge is added, it must be separately stated on the invoice.

All terms used herein to describe size, volatility and producing district are those that were established and defined by the Bituminous Coal Division and in effect as of midnight, August 23, 1943.

(d) The maximum prices for all sales by dealers of solid fuel not provided for by this Order No. G-44 shall be the maximum prices established by Revised Maximum Price Regulation No. 122.

Carrying up or down one flight of stairs	\$0.25 per ton.
Carrying or wheeling from curb	\$0.75 per ton.
1/2 ton deliveries	1/2 of the delivered ton price plus \$0.25.
Yard sales of less than 1 ton	The fractional delivered ton price.

(f) *The transportation tax.* The transportation tax imposed by section 620 of the Revenue Act of 1942, may be collected in addition to the maximum prices set by this order, provided the dealer states it separately from the price on his invoice or statement. However, such tax need not be so separately stated on a sale to the United States or any agency thereof, the District of Columbia, any state government or any political subdivision thereof.

(g) *Addition of increase in suppliers prices prohibited.* The maximum prices set by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum

(e) *Schedule of service charges.* This schedule sets forth maximum prices which a dealer may charge for special services rendered in connection with all sales under paragraph (c). These charges may be made only if the buyer requests such service of the dealer and only when the dealer renders the service. Every service charge shall be separately stated in the dealer's invoice.

prices occurring after the effective date hereon; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the Regional Administrator.

(h) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(i) *Applicability of other regulations.* Every dealer subject to this order is governed by the licensing provisions of

Supplementary Order No. 72, effective October 1, 1943.

(j) *Right of amendment or revocation.* The Regional Administrator or Price Administrator may amend, revoke, or rescind this order, or any provision thereof, at any time.

(k) *Records.* Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof showing the date, the name and address of the buyer, if known, the per net ton price charged and the type and kind of solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also separately state each service rendered and the charge made for it.

(l) *Posting of maximum prices; sales slips.* (1) Each dealer subject to this order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel. No report of the maximum prices established by this order need be made by any dealer under § 1340.262 (c) of Regulation No. 122.

(2) Every dealer selling solid fuel for sales of which a maximum price is set by this order shall, within thirty days after the delivery of the fuel, give to the buyer a statement showing: the date of the sale, the name and address of the dealer and of the buyer, the kind, size and quantity of the solid fuel sold, the price charged and separately stating any item which is required to be separately stated by this order.

(m) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Saginaw District Office of the Office of Price Administration.

(n) *Definitions and explanations.* (1) "Person" includes an individual, corporation, partnership, association, any other organized group of persons, legal successor or representative of any of the foregoing, and includes the United States, any agency thereof, any other government, or any of its political subdivisions, and any agency of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "purchase", and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(4) "Direct delivery" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at a point where this can be done and at the point nearest and most accessible to the buyer's bin or storage space.

(5) "Yard sales" shall mean sales and deliveries made by the dealer in his customary manner at his yard.

(6) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122, as amended, shall apply to terms used herein, and in full force and effect.

(o) *Applicability of this order.* To the extent applicable, the provisions of this order supersede Revised Maximum Price Regulation No. 122.

NOTE: The reporting and record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Order No. G-44 under Revised Maximum Price Regulation No. 122 shall become effective June 29, 1944.

(56 Stat. 23, 765; Pub. Laws 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4631)

Issued June 14, 1944.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 44-8992; Filed, June 20, 1944;
4:14 p. m.]

[Region III Order G-45 Under RMPR 122,
Amdt. 3]

SOLID FUELS IN DESIGNATED COUNTIES IN KENTUCKY

Amendment No. 3 to Order No. G-45 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in Boone, Campbell, and Kenton Counties, Kentucky.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered, That paragraph C of Part II of the Price Schedule in section (c) (1) be amended to read as follows:

Column I	Column II	Column III
II. * * *		
C. Stoker, or dedusted screenings, size group No. 5 (top size not exceeding 3/4" x bottom size smaller than 3/4") in mine price classification A.....	\$7.70	\$7.45

This Amendment No. 3 to Order No. G-45 under Revised Maximum Price Regulation No. 122 shall become effective June 23, 1944.

(56 Stat. 23, 765; Pub. Laws 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4631)

Issued June 15, 1944.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 44-8993; Filed, June 20, 1944;
4:14 p. m.]

[Region III Order G-51 under RMPR 122] SOLID FUELS IN SANDUSKY COUNTY, OHIO, AREA

Order No. G-51 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in the Sandusky County, Ohio, Area.

For the reasons stated in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for sales of specified solid fuels made within the corporate limits of Sandusky County, Gorton Township in Erie County, Lyman Township in Huron County, and Sherman Township in Huron County. These are the highest prices that any dealer may charge when he delivers such fuel at or to a point in such area; they are also the highest prices that any buyer in the course of trade or business may pay for them.

(b) *What this order prohibits.* Regardless of any obligation, no person shall

(1) Sell, or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Order No. G-51; but less than maximum prices may at any time be charged, paid or offered;

(2) Obtain a higher than ceiling price by

(i) Charging a price higher than the scheduled price for a service or making a charge for a service not authorized by this order,

(ii) Making a charge higher than the scheduled charge authorized for the extension of credit,

(iii) Using any other device by which a higher than maximum price is obtained, directly or indirectly,

(iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with any requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(c) *Schedule for sales of coal.* This schedule sets forth maximum prices for sales of specified sizes, kinds and quantities of solid fuels. Column I describes the coal for which prices are established; Column II shows maximum prices for credit sales on a "direct delivery" basis; Column III shows maximum prices for

sales on "direct delivery" basis when payment is made within ten days from the date of delivery; Column IV shows maxi-

mum prices for all cash or credit "yard sales" in quantities of one-half ton or more.

Administrator may amend, revoke, or rescind this order, or any provision thereof, at any time.

(k) *Records.* Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof showing the date, the name and address of the buyer, if known, the per net ton price charged and the type and kind of solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also separately state each service rendered and the charge made for it.

(1) *Posting of maximum prices; sales slips.* (1) Each dealer subject to this order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel. No report of the maximum prices established by this order need be made by any dealer under § 1340.262 (c) of Regulation No. 122.

(2) Every dealer selling solid fuel for sales of which a maximum price is set by this order shall, within thirty days after the date of delivery of the fuel, give to the buyer a statement showing; the date of the sale, the name and address of the dealer and of the buyer, the kind, size, and quantity of the solid fuel sold, the price charged and separately stating any item which is required to be separately stated by this order.

(m) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violations of this order are urged to communicate with the Toledo District Office of the Office of Price Administration.

(n) *Definitions and explanations.* (1) "Person" includes an individual, corporation, partnership, association, any other organized group of persons, legal successor or representative of any of the foregoing, and includes the United States, any agency thereof, any other government, or any of its political subdivisions, and any agency of any of the foregoing.

(2) "Sell" includes, sell, supply, dispose, barter, exchange, lease, transfer and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "purchase" and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(4) "Direct delivery" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at a point where this can be done and

Column I	Column II	Column III	Column IV
I. High volatile bituminous coals from producing district No. 8 (eastern Kentucky and southwestern West Virginia, western Virginia and northeastern Tennessee) except mine index Nos. 127, 213, 459.¹			
A. Lump, size group Nos. 1 and 2 (larger than 3"):			
1. Mine price classification A.....	\$8.95	\$8.70	\$8.20
2. Mine price classifications B through H.....	8.80	8.55	8.05
3. Mine price classifications K through O.....	8.50	8.25	7.75
B. Egg:			
1. Size group No. 6 (top size larger than 5" but not exceeding 6" x bottom size 2" and smaller; top size 3" but not exceeding 5" x bottom size larger than 2" but not exceeding 3") mine price classifications E through K.....	8.35	8.10	7.60
2. Size group No. 7 (top size larger than 3" but not exceeding 5" x bottom size 2" and smaller) mine price classifications G through K.....	8.00	7.75	7.25
C. Stoker, size group No. 10 (top size 1 1/4" and smaller x bottom size 1/4" and larger) mine price classifications A through E.....	8.65	8.60	8.10
D. To the prices stated in sections A, B, and C of Part I may be added \$.15 per ton provided the coal is mined in sub-district 6 of producing district No. 8. Sub-district 6 includes that portion of District 8 which is in northern Tennessee and the following counties in Kentucky: Bell, Clay, Clinton, Jackson, Knox, Laurel, Leslie, Madison, McCreary, Owsley, Pulaski, Rock Castle, Wayne and Whitley.			
II. Low volatile bituminous coals from producing district Nos. 7 and 8 (southeastern West Virginia and northwestern Virginia):¹			
A. Egg, size group No. 2 (top size larger than 3" x bottom size no limit):			
1. Mine price classification A:			
a. The Bradshaw Mine, Index 28, of the Southern Coal Corporation, and the Glen Rogers Mine, Index 73, of the Raleigh Wyoming Mining Company.....	10.00	9.75	9.25
b. All mines excepting the above.....	9.75	9.50	9.00
2. Mine price classifications B and C.....	9.65	9.40	8.90
B. Stoker, size group No. 5 (Pea, or dedusted screenings, top size not exceeding 3/4" x bottom size smaller than 3/4"), mine price classification A.....	8.55	8.30	7.80

¹ An additional charge of \$0.10 per ton may be added if the coal has been subjected to an oil or chemical treatment by the supplier and such treatment charge has been made by the supplier. If the treatment charge is added, it must be separately stated on the invoice.

For sales in quantities of 50 tons or more annually to a single purchaser for delivery to a single location at different times, a discount of no less than \$0.25 per ton from the prices listed in Columns II and III shall be granted.

For sales in quantities of 50 tons or more delivered at one time to a single location, a discount of no less than \$0.75 per ton from the prices listed in Columns II and III shall be granted.

All terms used herein to describe size, volatility and producing district are those that were established and defined by the Bituminous Coal Division and in effect as of midnight, August 23, 1943.

(d) The maximum prices for all sales by dealers of solid fuel not provided for by this Order No. G-51 shall be the maximum prices established by Revised Maximum Price Regulation No. 122.

(e) *Schedule of service charges.* This schedule sets forth maximum prices which a dealer may charge for special services rendered in connection with all sales under paragraph (c). These charges may be made only if the buyer requests such service of the dealer and only when the dealer renders such services. Every service charge shall be separately stated in the dealer's invoice.

Carry-in or wheel-in from curb.....	\$0.75 per ton.
Carry up or down each flight of stairs.....	\$0.50 per ton.
Forking low volatile coals.....	\$1.00 per ton.
1/2 ton deliveries.....	1/2 the ton price plus \$0.25.
Yard sales of less than 1/2 ton.....	The fractional ton price plus \$0.50.

(f) *The transportation tax.* The transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set by this order, provided the dealer states it separately from the price on his invoice or statement. However, such tax need not be so separately stated on a sale to the United States or any agency thereof, the District of Columbia, any state government or any political subdivision thereof.

(g) *Addition of increase in suppliers prices prohibited.* The maximum prices set by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereon; but increases in the maximum

prices set hereby to reflect such increases are within the discretion of the Regional Administrator.

(h) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 except that the petition shall be filed with the Regional Administrator and acted upon by him.

(i) *Applicability of other regulations.* Every dealer subject to this order is governed by the licensing provisions of Supplementary Order No. 72, effective October 1, 1943.

(j) *Right of amendment or revocation.* The Regional Administrator or Price

at the point nearest and most accessible to the buyer's bin or storage space.

(5) "Yard sales" shall mean sales and deliveries made by the dealer in his customary manner at his yard.

(6) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122, as amended, shall apply to the terms used herein, and in full force and effect.

(c) *Applicability of this order.* To the extent applicable, the provisions of this order supersede Revised Maximum Price Regulation No. 122.

NOTE: The reporting and record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order No. G-51 under Revised Maximum Price Regulation No. 122 shall become effective June 29, 1944.

(56 Stat. 23, 765, Pub. Laws 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued June 14, 1944.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 44-8990; Filed, June 20, 1944;
4:15 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register on June 19, 1944.

REGION I

Boston Order 4-F, Amendment 6, covering fresh fruits and vegetables in certain named areas in New York, filed 12:31 p. m.

Concord Order 15, covering certain poultry items in State of New Hampshire, filed 12:30 p. m.

REGION II

Camden Order 1-F, Amendment 4, covering fresh fruits and vegetables in Camden County, N. J., filed 12:32 p. m.

Camden Order 1-F, Amendment 5, covering fresh fruits and vegetables in Camden County, N. J., filed 12:34 p. m.

Camden Order 1-F, Amendment 6, covering fresh fruits and vegetables in Camden County, N. J., filed 12:34 p. m.

Camden Order 1-F, Amendment 7, covering fresh fruits and vegetables in Camden County, N. J., filed 12:34 p. m.

Camden Order 1-F, Amendment 8, covering fresh fruits and vegetables in Camden County, N. J., filed 12:35 p. m.

Camden Order 1-F, Amendment 9, covering fresh fruits and vegetables in Camden County, N. J., filed 9:39 a. m.

Camden Order 2-F, covering fresh fruits and vegetables in Cape May and Atlantic Counties, N. J., filed 12:31 p. m.

Camden Order 2-F, Amendment 1, covering fresh fruits and vegetables in Cape May and Atlantic Counties, N. J., filed 12:32 p. m.

Camden Order 2-F, Amendment 2, covering fresh fruits and vegetables in Cape May and Atlantic Counties, N. J., filed 12:32 p. m.

Camden Order 2-F, Amendment 3, covering fresh fruits and vegetables in Cape May and Atlantic Counties, N. J., filed 12:32 p. m.

Camden Order 2-F, Amendment 4, covering fresh fruits and vegetables in Cape May and Atlantic Counties, N. J., filed 12:34 p. m.

Camden Order 2-F, Amendment 5, covering fresh fruits and vegetables in Cape May and Atlantic Counties, N. J., filed 12:35 p. m.

Camden Order 2-F, Amendment 6, covering fresh fruits and vegetables in Cape May and Atlantic Counties, N. J., filed 9:39 a. m.

Maryland Order 1-F, Amendment 10, covering fresh fruits and vegetables in Baltimore City and suburban communities, filed 3:46 p. m.

Philadelphia Order 1-F, Amendment 9, covering fresh fruits and vegetables in Philadelphia, Pa., filed 3:45 p. m.

Trenton Order 1-F, Amendment 8, covering fresh fruits and vegetables in Mercer, Middlesex & Monmouth; filed 12:26 p. m.

Trenton Order 2-F, Amendment 5, covering fresh fruits and vegetables in Mercer, Middlesex & Monmouth, filed 12:27 p. m.

Trenton Order 3-F, Amendment 4, covering fresh fruits and vegetables in Mercer, Middlesex and Monmouth, filed 12:26 p. m.

Williamsport Order 1-F, Amendment 10, covering fresh fruits and vegetables in Williamsport, filed 3:46 p. m.

REGION III

Charleston Order 1-F, Amendment 29, covering fresh fruits and vegetables in Kanawha, Montgomery, Fayette County, W. Va., filed 12:27 p. m.

Charleston Order 3-F, Amendment 23, covering fresh fruits and vegetables in Brooke, Hancock, Marshall, Ohio, Tyler & Wetzel, W. Va., filed 12:27 p. m.

Charleston Order 3-F, Amendment 24, covering fresh fruits and vegetables in Brooke, Hancock, Marshall, Ohio, Tyler and Wetzel, W. Va., filed 12:28 p. m.

Charleston Order 7-F, Amendment 10, covering fresh fruits and vegetables in named areas in W. Va., filed 12:28 p. m.

Charleston Order 8-F, Amendment 10, covering fresh fruits and vegetables in named areas in W. Va., filed 12:29 p. m.

Charleston Order 9-F, Amendment 9, covering fresh fruits and vegetables in Cabell County and Huntington, W. Va., filed 12:29 p. m.

Charleston Order 10-F, Amendment 9, covering fresh fruits and vegetables in named counties in W. Va., filed 12:30 p. m.

Charleston Order 11-F, Amendment 2, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan Counties, W. Va., filed 12:29 p. m.

Charleston Order 12-F, Amendment 1, covering fresh fruits and vegetables in certain named areas in W. Va., filed 3:45 p. m.

Charleston Order 12-F, covering fresh fruits and vegetables in certain named areas in W. Va., filed 3:45 p. m.

Charleston Order 29, Amendment 3, covering community food prices in certain named counties of W. Va., filed 3:45 p. m.

Charleston Order 30, Amendment 3, covering community food prices in Pleasants, Ritchie, Wirt and Wood, W. Va., filed 3:35 p. m.

Charleston Order 31, Amendment 3, covering community food prices in Cabell, Lincoln, Logan, Mason, Mingo, Putnam and Wayne Counties, W. Va., filed 3:34 p. m.

Charleston Order 33, Amendment 3, covering community food prices in named counties in W. Va., filed 3:34 p. m.

Cincinnati Order 1-F, Amendment 34, covering community fresh fruit and vegetable prices in Hamilton, Ohio, filed 9:49 a. m.

Cincinnati Order 2-F, Amendment 27, covering community food prices in Butler, Clark, Montgomery and Scioto Counties in Ohio, filed 9:49 a. m.

Saginaw Order 2-F, Amendment 21, covering fresh fruits and vegetables in named counties in Michigan, filed 9:52 a. m.

Saginaw Order 2-F, Amendment 22, covering fresh fruits and vegetables in named counties in Michigan, filed 9:52 a. m.

Saginaw Order 3-F, Amendment 6, covering fresh fruits and vegetables in named counties in Michigan, filed 9:49 a. m.

REGION IV

Jacksonville Order 1-B, covering dry groceries and perishables in various areas in Florida, filed 9:48 a. m.

Jacksonville Order 1-W, Revocation, covering dry groceries in Northern Florida Area, filed 9:49 a. m.

Jacksonville Order 2-W, Revocation, covering dry groceries in Southern Florida Area, filed 9:48 a. m.

Jacksonville Order 4-F, Amendment 3, covering fresh fruits and vegetables in named counties in Florida, filed 9:48 a. m.

Jacksonville Order 5-F, Amendment 3, covering fresh fruits and vegetables in named areas in Florida, filed 9:48 a. m.

Jacksonville Order 23, covering community food prices in Northern Florida Area, filed 2:22 p. m.

Jacksonville Order 24, covering community food prices in Miami-Tampa, Florida, Area, filed 2:24 p. m.

Jacksonville Order 25, covering community food prices in Southern Florida Area, filed 2:24 p. m.

Memphis Order 16, covering community food prices in the Memphis Area, filed 9:53 a. m.

REGION V

Lubbock Order 3-F, Amendment 5, covering fresh fruits and vegetables in designated counties in Texas, filed 3:31 p. m.

REGION VI

Moline Order 2-F, Amendment 14, covering fresh fruits and vegetables in certain areas in Illinois and Iowa, filed 3:31 p. m.

Moline Order 3-F, Amendment 4, covering fresh fruits and vegetables in certain areas in Illinois and Iowa, filed 3:32 p. m.

Moline Order 4-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Illinois, filed 3:31 p. m.

Milwaukee Order 4-F, Amendment 6, covering fresh fruits and vegetables in certain counties in the Milwaukee District, filed 3:31 p. m.

Milwaukee Order 11, Amendment 4, covering poultry in certain counties in the Milwaukee District, filed 3:31 p. m.

REGION VII

Montana Order 5-F, Amendment 2, covering fresh fruits and vegetables in the Helena and East Helena Area, filed 2:24 p. m.

Montana Order 6-F, Amendment 2, covering fresh fruits and vegetables in the Great Falls Area, filed 2:27 p. m.

Montana Order 7-F, Amendment 2, covering fresh fruits and vegetables in the Butte Area, filed 2:27 p. m.

Montana Order 8-F, Amendment 2, covering fresh fruits and vegetables in the Billings Area, filed 2:27 p. m.

Montana Order 9-F, Amendment 2, covering fresh fruits and vegetables in the Miles City Area, filed 2:27 p. m.

Montana Order 10-F, Amendment 2, covering fresh fruits and vegetables in the Bozeman Area, filed 2:27 p. m.

Montana Order 11-F, Amendment 2, covering fresh fruits and vegetables in the Missoula Area, filed 2:27 p. m.

Montana Order 12-F, Amendment 2, covering fresh fruits and vegetables in the Kalispell Area, filed 2:29 p. m.

Montana Order 13-F, Amendment 2, covering fresh fruits and vegetables in the Anaconda Area, filed 2:29 p. m.

Montana Order 14-F, Amendment 2, covering fresh fruits and vegetables in the Wolf Point and Malta Area, filed 2:30 p. m.

Montana Order 15-F, Amendment 2, covering fresh fruits and vegetables in the Glasgow Area, filed 2:30 p. m.

Montana Order 16-F, Amendment 2, covering fresh fruits and vegetables in the Havre and Chinook Area, filed 2:30 p. m.

Montana Order 17-F, Amendment 2, covering fresh fruits and vegetables in the Cut Bank and Shelby Area, filed 2:30 p. m.

Montana Order 19-F, Amendment 2, covering fresh fruits and vegetables in the Dillon Area, filed 2:21 p. m.

Montana Order 18-F, Amendment 2, covering fresh fruits and vegetables in the Hamilton Area, filed 2:21 p. m.

Montana Order 20-F, Amendment 2, covering fresh fruits and vegetables in the Lewistown Area, filed 2:21 p. m.

Montana Order 21-F, Amendment 2, covering fresh fruits and vegetables in the Roundup and Klein Area, filed 2:21 p. m.

Montana Order 22-F, Amendment 2, covering fresh fruits and vegetables in the Columbus, Park City and Laurel, filed 2:21 p. m.

Montana Order 24-F, Amendment 3, covering fresh fruits and vegetables in the Livingston Area, filed 2:22 p. m.

Montana Order 25-F, Amendment 2, covering fresh fruits and vegetables in the Glendive Area, filed 2:22 p. m.

Montana Order 26-F, Amendment 2, covering fresh fruits and vegetables in the Sidney Area, filed 2:22 p. m.

Montana Order 27-F, Amendment 2, covering fresh fruits and vegetables in the Hardin Area, filed 2:22 p. m.

Montana Order 28-F, Amendment 2, covering fresh fruits and vegetables in the Carbon County Area, filed 9:55 a. m.

Montana Order 29-F, Amendment 2, covering fresh fruits and vegetables in the Deer Lodge Area, filed 2:20 p. m.

Montana Order 30-F, Amendment 2, covering fresh fruits and vegetables in the Baker Area, filed 2:20 p. m.

Montana Order 58, covering community food prices in the Glendive Area, filed 3:33 p. m.

Montana Order 59, covering community food prices in the Sidney Area, filed 3:33 p. m.

Montana Order 61, covering community food prices in the Hardin Area, filed 3:33 p. m.

Montana Order 62, covering community food prices in the Carbon County Area, filed 3:33 p. m.

Montana Order 63, covering community food prices in the Deer Lodge Area, filed 3:32 p. m.

Montana Order 64, covering community food prices in the Malta Area, filed 3:32 p. m.

Utah Order 7, covering community food prices in the American Fork, Coalville, Logan, Smithfield, Spanish Fork, and Springville Area, filed 9:55 a. m.

Utah Order 8, covering community food prices in the Price Area, filed 9:53 a. m.

Utah Order 9, covering community food prices in the Cedar City, Delta and Fillmore Area, filed 9:54 a. m.

Utah Order 10, covering community food prices in the Hurricane, Panguitch and St. George Area, filed 9:55 a. m.

REGION III

Los Angeles Order 1-F, Amendment 18, covering fresh fruits and vegetables in the Santa Barbara-Ventura Area, filed 9:38 a. m.

Fresno Basic Order 1, covering retail food prices in various areas in California, filed 9:40 a. m.

Fresno Adopting Order 4 under Basic Order 1, covering retail food prices in Stanislaus County Area, filed 12:25 p. m.

Fresno Adopting Order 5, under Basic Order 1, covering retail food prices in the Kern County Area, filed 12:25 p. m.

Fresno Adopting Order 6, under Basic Order 1, covering retail food prices in the Fresno District Area, filed 12:25 p. m.

Fresno Order 17, Amendment 2, covering community food prices in certain counties in California, filed 9:40 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 44-9083; Filed, June 21, 1944;
4:26 p. m.]

[Atlanta Order G-2 Under MPR 376]

SWEET POTATOES IN NORTH GEORGIA

Order No. G-2 under Maximum Price Regulation No. 376, as amended. Certain fresh fruits and vegetables. Adjustment of maximum prices for sales of certain sweet potatoes to retail stores and other purchasers located in the North Georgia District Area.

For the reasons set forth in an accompanying opinion issued simultaneously herewith and under the authority vested in the District Director of the Atlanta District Office of the Office of Price Administration by section 4 (c) of Maximum Price Regulation No. 376, as amended, and Regional Delegation Order No. 34, it is hereby ordered:

(a) *Purpose of order.* It is the purpose of this order to adjust the maximum prices which may be charged in accordance with Maximum Price Regulation No. 376, as amended, for the sale of kiln dried sweet potatoes, Grade U. S. No. 1, of the 1943 crop when such sale is made by anyone whose maximum prices are established by Maximum Price Regulation No. 376, as amended, to any "retail store," commercial, industrial, or institutional user which is located in the North Georgia District Area. This order allows the seller to adopt as his maximum price for such sales either his maximum price as calculated under Maximum Price Regulation No. 376, as amended, or the dollar and cent price provided herein, whichever is higher.

(b) *Maximum prices.* The maximum price which may be charged on and after the effective date of this order for the sale of kiln dried sweet potatoes, Grade U. S. No. 1, which were produced and harvested during the 1943 crop year, by anyone whose maximum prices for such sales are established in accordance with Maximum Price Regulation No. 376, as amended, when sold to an individual "retail store," commercial, industrial, or institutional user located within the North Georgia District Area in bushel hampers or other containers supplied by the seller, shall be the higher of the following:

(1) \$4.50 per bushel. This price includes the charges for the hamper supplied by the seller, and in the event that the hamper is not supplied by the seller or the return of the hamper is required the price must be reduced by 15¢ per bushel; or

(2) The maximum price for such sale as provided by Maximum Price Regulation No. 376, as amended.

(c) *Relationship to Maximum Price Regulation No. 376, as amended.* It is not the intention of this order to modify or change any sections, parts, or provisions of Maximum Price Regulation No. 376,

as amended, which are not in conflict with the provisions of this order, and each seller shall continue to remain subject to such applicable provisions of Maximum Price Regulation No. 376, as amended, which are not in conflict with this order.

(d) *Definitions.* (1) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, the General Maximum Price Regulation, and Maximum Price Regulation No. 376, as amended, issued by the Office of Price Administration, shall apply to the terms used herein.

(2) The "North Georgia District Area" means the territory located within the Counties of Lincoln, Wilkes, Tallapoosa, Hancock, Washington, Johnson, Laurens, Dodge, Wilcox, Crisp, Lee, Terrell, Randolph, Quitman, or any county north or northwest of the named counties in the State of Georgia.

(3) "Retail store" means a retail seller who buys and resells food products generally without materially changing their form, for the most part, to ultimate consumers who are not commercial, industrial, or institutional users.

(e) *Geographical applicability.* This order applies to and is limited to sales to "retail stores," commercial, industrial, or institutional users located within the "North Georgia District Area."

(f) *Modification.* This order may be revoked, amended, modified, or corrected at any time by the District Director.

(g) *Effective date.* This order shall become effective on and after June 1, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued this 1st day of June 1944.

E. A. THORNWELL,
District Director.

Approved: May 31, 1944.

W. K. McPHERSON,
Acting Regional Director,
War Food Administration,
Southern Region.

[F. R. Doc. 44-9087; Filed, June 21, 1944;
4:27 p. m.]

[Region V Order G-5 Under RMPR 122,
Amdt. 1]

SOLID FUELS IN ST. JOSEPH, MO.

Amendment No. 1 to Order No. G-5 under Revised Maximum Price Regulation No. 122. Maximum prices for solid fuels sold in the City of St. Joseph, Missouri.

Pursuant to the Emergency Price Control Act of 1942, as amended, and the authority vested in the Regional Administrator of Region V by § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the opinion issued simultaneously herewith, It is ordered:

Section (c) Price Schedule III (c) Production Group 3, is amended to read as follows:

(c) *Production Group 3.* The following maximum prices are for specified sizes of bituminous coal produced at mines in Boone, Callaway, Audrain, Randolph, Clark, Macon, Moniteau, Linn, Grundy, Harrison, Adair, Chariton, Schuyler, Putnam, Cole, Howard, Monroe, Warren, Lincoln, Sullivan and Halls Counties, Missouri, with the exception of the Novinger field in Adair County, Missouri, set forth below under (4) and (5):

- (1) Lump (bottom size 2" and larger) - \$7.20
- (2) Nut (top size 3"—bottom 1 1/4") - 6.90
- (3) Household Stoker (top size 1 1/4" and smaller—bottom 3/8" to larger than 1/4" - 5.95

The following maximum prices are for specified sizes of bituminous coal produced at underground mines in the Novinger field of Adair County, Missouri:

- (4) Lump (bottom size 2" and larger) - \$8.10
- (5) Nut (top size 3"—bottom 1 1/4") - 7.65

Section (c) Price Schedule III, is amended by adding thereto the following:

(e) *Production Group 4.* The following maximum price is for specified sizes of bituminous coal produced at underground mines in Caldwell, Carroll, Clay, Clinton, Davless, and Ray Counties:

- (1) Lump (bottom size 2" and larger) - \$8.00
- (56 Stat. 23, 765, Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this the 14th day of June, 1944, and effective on the 19th day of June, 1944.

MAX McCULLOUGH,
Regional Administrator.

[F. R. Doc. 44-9082; Filed, June 21, 1944;
4:30 p. m.]

[Peoria Order G-1 Under MPR 426 and
MPR 285]

FRESH FRUITS AND VEGETABLES IN PEORIA, ILL.

Order No. G-1 under § 1439.3-15, Appendix H (f), Appendix I (g) of Maximum Price Regulation No. 426, and § 1351.1254a (a) of Maximum Price Regulation No. 285. Delivery differentials for wholesalers of certain fresh fruits and vegetables in Peoria, Illinois.

For the reasons set forth in the accompanying opinion issued simultaneously herewith and under the authority vested in the District Director of the Peoria District Office of the Office of Price Administration by § 1439.3-15, Appendix H (f), Appendix I (g) of Maximum Price Regulation 426 and § 1351.1254a (a) of Maximum Price Regulation 285, Order No. G-1 is hereby issued.

(a) *What this order does.* This order determines the limits of the free delivery zone at the wholesale receiving point of Peoria, Illinois. It also establishes differentials for non-delivered sales in the free delivery zone and for delivered sales beyond the free delivery zone. The order applies to such fresh fruit and vegetable items as are now or may hereafter be subject to the pricing provisions of MPR 285 and Appendices H and I of Maximum Price Regulation 426. The only sellers

who are subject to this order are those wholesalers who price under Maximum Price Regulation 285 and secondary jobbers and service wholesalers, as these terms are used in Appendices H and I of Maximum Price Regulation 426.

(b) *Establishment of delivery zones.* (1) The free delivery zone established by this order shall be the area comprising the Cities of Peoria, Peoria Heights and the Village of Bartonville in the County of Peoria, State of Illinois, the Cities of Pekin, East Peoria and the Village of Creve Coeur in the County of Tazewell, State of Illinois.

(2) The zone in which charges may be made for delivery is the area outside the free delivery zone.

(c) *Differentials for non-delivered and delivered sales of items listed in Appendices H and I of Maximum Price Regulation 426—*(1) *Non-delivered sales.* For sales on a non-delivered basis there shall be deducted from the price for delivered sales in the free delivery zone 5¢ per container for standard shipping containers weighing under 50 lbs. gross weight and 10¢ per container for standard shipping containers weighing 50 lbs. or over gross weight.

(2) *Delivered sales in the free delivery zone.* For deliveries in the free delivery zone the maximum delivered price shall be the maximum delivered price computed under Maximum Price Regulation 426, for the type of sale being made without any deduction from or addition thereto.

(3) *Delivered sales beyond the free delivery zone.* For deliveries beyond the free delivery zone the seller may add to the price for delivered sales in the free delivery zone the sum of 30¢ per cwt. The cwt. charge on commodities covered by Appendix H and Appendix I shall be figured on the basis of gross weight.

(d) *Differentials for non-delivered and delivered sales of items under Maximum Price Regulation 285—*(1) *Non-delivered sales and delivered sales in the free delivery zone.* For non-delivered sales and for delivered sales in the free delivery zone the maximum price shall be the maximum delivered price computed under Maximum Price Regulation 285 for the type of sale being made. Discounts and price differentials including any differentials or discount for f. o. b. non-delivered sales must be maintained.

(2) *Delivered sales beyond the free delivery zone.* For delivered sales beyond the free delivery zone the wholesaler may add 30¢ per cwt. The cwt. charge on bananas shall be figured on a net weight basis.

(e) *Definitions.* "Delivery" means delivery to the physical premises of a retail store, hotel, restaurant or institution.

Unless the context otherwise requires, the terms used therein shall have the same meaning as given them in Maximum Price Regulation 285 and Maximum Price Regulation 426.

(f) This order may be revoked, revised, amended or corrected at any time.

(g) This order shall become effective on the 8th day of June 1944.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 6th day of June 1944.

JAS. A. CARRUTHERS,
District Director.

Approved:

E. O. POLLOCK,
Regional Director,
War Food Administration.

[F. R. Doc. 44-9086; Filed, June 21, 1944;
4:27 p. m.]

[Region VIII Order G-4 Under MPR 188]

ROCK AND SAND, ETC., IN LOS ANGELES
COUNTY, CALIF.

Order No. G-4 under Maximum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel. Adjusted maximum prices for sales by producers in Los Angeles County, California of rock, sand, gravel, and truck-mixed concrete.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.161 (a) (2) of Maximum Price Regulation No. 188; *It is hereby ordered:*

(a) The adjusted maximum price at which producers of rock, sand, gravel, and truck-mixed concrete, located in Los Angeles County, California, may sell and deliver any of said products shall be the particular producer's present maximum price for the product plus 10% of the present net maximum price. By "net maximum price" is meant maximum price less all applicable discounts.

(b) This order may be amended, revoked, or corrected at any time.

This order shall become effective immediately.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued this 13th day of June 1944.

CHARLES R. BAIRD,
Acting Regional Administrator.

[F. R. Doc. 44-9090; Filed, June 21, 1944;
4:28 p. m.]

[Region VIII Order G-85 Under 18 (c)]

AGRICULTURAL DEMURRAGE CHARGES IN
CALIFORNIA

Order No. G-85 under § 1499.18 (c) as amended of the General Maximum Price Regulation. Demurrage charges by carriers other than common carriers transporting agricultural commodities in California.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) as amended of the General Maximum Price Regulation, *It is hereby ordered:*

(a) Any carrier other than a common carrier hauling agricultural commodities within the State of California may, in addition to the maximum price for such hauling otherwise fixed by the General Maximum Price Regulation or by any order issued thereunder, make a further charge under the conditions and in the amounts specified in Resolution No. EM-T-20B, issued by the Railroad Commission of the State of California on June 6, 1944.

(b) This order may be amended, revoked, or corrected at any time.

(c) This order shall become effective June 23, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 15th day of June 1944.

L. F. GENTNER,
Regional Administrator.

[F. R. Doc. 44-9088; Filed, June 21, 1944;
4:27 p. m.]

[Region V Order G-6 Under RMPR 122]

SOLID FUELS IN CAPE GIRARDEAU AND JACKSON, MO.

Order No. G-6 under Revised Maximum Price Regulation No. 122. Maximum prices for solid fuels sold in the cities of Cape Girardeau, Missouri, and Jackson, Missouri.

Pursuant to the authority vested in the Regional Administrator of Region V by §§ 1340.259 and 1340.260 of Revised Maximum Price Regulation No. 122 and for the reasons stated in the opinion issued herewith, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales of specified solid fuels covered by Revised Maximum Price Regulation No. 122 within the corporate limits of the city of Cape Girardeau, Missouri, and within the corporate limits of the city of Jackson, Missouri, as these corporate limits are established by ordinance in the cities of Cape Girardeau and Jackson, Missouri. The prices set forth in this order are the highest prices that any dealer may charge when he sells or delivers any of such fuels at or to a point within the areas above described.

(b) *Solid fuels not covered by this order.* There are a few kinds and sizes of solid fuels covered by Revised Maximum Price Regulation No. 122 sold and delivered in the area covered by this order which are not included in and for which prices are not established in this order. The maximum prices of such solid fuels when sold by any person covered by this order shall continue to be the maximum prices for such fuels established by Revised Maximum Price Regulation No. 122, as amended. Such sales shall in all respects be governed by the provisions of Revised Maximum Price Regulation No. 122, as amended.

(c) *What this order prohibits.* Regardless of any obligations no person shall:

(1) Sell, or in the course of trade or business buy, solid fuels at prices higher than the maximum prices set by this Order No. G-6; but less than the maxi-

mum prices may at any time be charged, paid or offered.

(2) Obtain higher than maximum prices by

(i) Making a charge for the extension of credit;

(ii) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him; or

(iii) Using any other device by which a higher than maximum price is obtained directly or indirectly.

(d) *Price schedule.* (1) Below and a part of this paragraph is the maximum price schedule which sets forth maximum prices for sales by direct delivery of specified sizes, kinds, and quantities of solid fuels.

(2) The prices set forth in the foregoing schedule are based upon a per ton basis (2,000 pounds to the ton) and include delivery by the dealer to the purchaser.

(3) Prices set forth in the foregoing schedule are for raw coal, that is, coal which has not been treated except coal which is otherwise described in this Price Schedule (d).

(4) A discount of not less than 50 cents must be applied to the per ton price set forth in the foregoing schedule when yard sales are made. "Yard sales," for the purpose of this order, means sales in which the buyer takes delivery at the seller's yard.

MAXIMUM PRICE SCHEDULE

Description of fuel	Maximum price per ton
I. High volatile bituminous coal from District 10 (Illinois)	
(A) Belleville and DuQuoin Sub-Districts (Price Groups 10, 16, 17, 18, 19, 20, 21, and 22):	
1. Lump; Egg, bottom size 3" or larger.....	\$5.50
2. Lump; Egg, bottom size 1½" or larger.....	5.00
(B) Southern Sub-District (Price Groups 1, 2, and 8):	
1. Lump; Egg, bottom size 3" or larger.....	6.40
2. Lump; Egg, bottom size 3" and smaller.....	6.10
3. Domestic Stoker (Washed), top size ¾" to larger than 10 Mesh or ¾", bottom size smaller than ¾" to larger than 10 Mesh or ¾".....	5.65
4. Commercial Stoker (Washed or dedusted screenings).....	5.35

(e) *Ex parte 148 freight rate increase; transportation tax; Missouri State sales tax—*(1) *The freight rate increase.* Since the ex parte 148 freight rate increase has been rescinded by the Interstate Commerce Commission, the dealers' freight rates are the same as those of December, 1941. Therefore, no dealer may increase any schedule price on account of freight rates.

(2) *The transportation tax.* Only the transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set out by this order provided the dealer states it separately from the price of the fuel and lists it separately on any sales slip or receipt given to the buyer. This tax need not be stated sepa-

rately on sales to the United States or any agency thereof. (See Amendment No. 12 to Revised Maximum Price Regulation No. 122.) No part of this tax may be collected in addition to maximum prices on sales of ¼ ton or lesser quantities.

(3) *The Missouri State sales tax.* The seller may add to the prices listed in the schedule in paragraph (d) the sales tax required to be collected by the laws of the State of Missouri. This tax shall be separately stated in the dealer's invoice, sales slip or receipt.

(f) *Addition of increase in supplier's prices prohibited.* (1) The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the Regional Administrator.

(g) *Power to amend or revoke.* (1) The Price Administrator or the Regional Administrator of Region V may amend, revoke, or rescind this order, or any provision thereof, at any time.

(h) *Petitions for amendment.* (1) Any person seeking an amendment to this order may file a petition for amendment in accordance with Revised Procedural Regulation No. 1 except that the petition shall be filed with the Regional Administrator and acted upon by him.

(i) *License.* (1) Every dealer subject to this order is governed by the licensing provisions of Supplementary Order No. 72. This provides in brief that a license is required of all persons selling at retail commodities for which maximum prices are established. A license is automatically granted. It is not necessary to apply for the license, but a dealer may later be required to register. The license may be suspended for violation in connection with the sale of any commodity for which maximum prices are established. If a dealer's license is suspended, he may not sell any such commodity during the period of suspension.

(j) *Records and reports.* (1) Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof showing the date, the name and address of the buyer, if known, the price charged and the kind and size of fuel sold. The fuel shall be identified in the manner in which the fuel is described in this order.

(k) *Posting of maximum prices; sales slips and receipts.* (1) Each dealer subject to this order shall post all of the maximum prices set by it for all types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel.

(2) In the case of all sales covered by this order every dealer who during December, 1941, customarily gave buyers sales slips or receipts shall continue to do so. In any case if a buyer requests a receipt, the seller shall furnish the buyer with a receipt showing the name and address of the seller, the kind, sizes, and

quantity of the solid fuel sold to the buyer and the price or prices charged.

(1) *Enforcement.* (1) Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the St. Louis, Missouri District Office of the Office of Price Administration.

(m) *Definitions and explanations.* (1) "Persons" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States, or any agency thereof, or any other government, or any of its political subdivisions or any agency of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale," "selling," "sold," "buy," "purchase," and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven or a briquette plant.

(4) "Direct delivery" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but if this is unfeasible, because of the absence of a regular driveway free from all foreign matter which might damage trucks and tires, then direct delivery means discharging the solid fuel from the seller's truck directly at the street curb or at the point nearest and most accessible to the buyer's bin or storage space.

(5) "Price groups" and "size groups", as used in this order refer to the price groups and size groups established by the former Bituminous Coal Division pursuant to the Bituminous Coal Act of 1937, as amended, and as in effect at midnight, August 23, 1943.

(6) "District No." refers to the geographical bituminous coal producing districts as delineated and numbered by the Bituminous Coal Act of 1937, as amended, as they have been modified by the Bituminous Coal Division and as in effect at midnight, August 23, 1943.

(7) "High volatile bituminous coal" means coal produced in the high volatile sections of the producing districts specified herein.

(8) "Solid fuel" (or "solid fuels") means all solid fuel except wood and wood products, including all kinds of anthracite and semi-anthracite; bituminous and semi-bituminous and cannel coal; lignite; all coke, including low temperature coke (except by-product foundry and blast furnace coke, and beehive oven furnace coke produced in the State of Pennsylvania); briquettes made from coke or coal; and sea coal used for foundry facings.

(9) "Egg, lump," etc., sizes of bituminous coal refer to the sizes of such coal

as defined in the Bituminous Coal Act of 1937, as amended, and as prepared at the mine in accordance with the applicable minimum price schedule promulgated by the Bituminous Coal Division of the United States Department of the Interior, and in effect (or established) as of midnight, August 23, 1943.

Where the minimum price schedule does not make specific mention of any size designated in this order, such size designations shall refer to the sizes of bituminous coal sold as such in the area subject to this order during December, 1941.

(10) Except as otherwise specifically provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Maximum Price Regulation No. 122, as amended, shall apply to the terms used herein.

(a) *Effect of this order on Revised Maximum Price Regulation No. 122.* (1) To the extent applicable, the provisions of this order supersede Revised Maximum Price Regulation No. 122.

(2) This Order No. G-6 shall become effective the 21st day of June 1944.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(56 Stat. 23,765, Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this the 16th day of June 1944.

MAX McCULLOUGH,
Regional Administrator.

[F. R. Doc. 44-9085; Filed, June 21, 1944;
4:26 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 811-79]

COMMONWEALTHS DISTRIBUTION, INC.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia 3, Pa., on the 20th day of June, A. D. 1944.

An application having been filed by Commonwealths Distribution, Inc., pursuant to section 8 (f) of the Investment Company Act of 1940 for an order declaring that the applicant has ceased to be an investment company within the meaning of said act;

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on June 26, 1944 at 10:00 a. m., eastern war time, in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania;

It is further ordered, That Henry C. Lank, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment

Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice is hereby given to the applicant and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-9063; Filed, June 21, 1944;
2:46 p. m.]

[File No. 59-4]

ENGINEERS PUBLIC SERVICE CO., ET AL.

ORDER EXTENDING TIME FOR COMPLIANCE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of June, A. D. 1944.

In the matter of Engineers Public Service Company and its subsidiary companies, respondents.

The Commission having heretofore on September 16, 1942 entered its order, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, directing Engineers Public Service Company and El Paso Electric Company (Delaware) to sever their relationships with certain of their subsidiary companies and to dispose of certain properties and businesses;

Engineers Public Service Company and El Paso Electric Company (Delaware), respondents herein, having on August 31, 1943 filed an application pursuant to section 11 (c) of said act for an extension of an additional year within which to comply with the Commission's order of September 16, 1942, above described;

The Commission having on September 23, 1943 granted said application to the extent of extending the time for compliance with said order for an additional period to and including December 16, 1943;

The Court of Appeals for the District of Columbia having on November 22, 1943 issued its opinion setting aside the Commission's Order of September 16, 1942;

Engineers Public Service Company and El Paso Electric Company (Delaware) having on December 15, 1943 filed a further application for an order extending the time for compliance to and including September 16, 1944, "which order" (the application stated) "shall take effect and be in force only in the event that the Supreme Court of the United States shall, in said pending cause, hand down a mandate sustaining the validity of the said order of September 16, 1942, and the legal effect of such mandate is not to require the Commission to enter a new order in lieu of said order date September 16, 1942;"

Both the Commission and Engineers Public Service Company having filed in the Supreme Court of the United States petitions for writs of certiorari to review the opinion of said Court of Appeals and the Supreme Court having on June 5, 1944 granted said petitions;

It appearing to the Commission in view of the pendency of said review proceedings that it is appropriate to extend the time for compliance with said order for an additional period to and including September 16, 1944:

It is hereby ordered, That the time for compliance with the said order of September 16, 1942 be and hereby is extended for an additional period to and including September 16, 1944.

Nothing herein shall be deemed to imply that the Commission intends to apply for enforcement of said order prior to the termination of such review proceedings, or until after Engineers Public Service Company shall have had a reasonable opportunity for compliance following the termination thereof.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-9064; Filed, June 21, 1944;
2:46 p. m.]

[File Nos. 70-740, 70-741, 70-743, 70-746]

UTILITIES EMPLOYEES SECURITIES CO.,
ET AL.

ORDER RELEASING JURISDICTION OVER SPECIFIED LIQUIDATION EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of June, A. D. 1944.

In the matter of Utilities Employees Securities Company, File No. 70-740; Stanley Clarke, Trustee of Associated Gas and Electric Company, Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, General Gas & Electric Corporation, Associated Utilities Corporation, File No. 70-741; New England Gas and Electric Association, File No. 70-743; Noel T. Dowling, James V. Gilloon, Jr., Joseph A. Shields, trustees under pension Trust Agreement dated December 14, 1937, as amended, File No. 70-746.

The Commission, having on August 12, 1943, approved a plan of liquidation, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, for Utilities Employees Securities Company (Uesco), a subsidiary of Associated Gas and Electric Company, Associated Gas and Electric Corporation, and Associated Utilities Corporation, registered holding companies, and having at the same time approved certain applications and permitted certain declarations to become effective; and the Commission having reserved jurisdiction to approve or disapprove any claims that might be asserted for fees or expenses in connection with the liquidation and dissolution of Uesco exclusive of certain compensation and expenses for which provision was made in the plan approved;

Hearings having been held on an amendment to the plan relating to claims for fees and expenses in connection with the dissolution and liquidation of Uesco; and

It appearing to the Commission that certain items of expense, described be-

low, must be paid in order to permit immediate dissolution and liquidation, and that said items are not unreasonable: *It is ordered*, That jurisdiction be, and it hereby is, released with respect to the following items:

Heat, light, rent, salaries and taxes of Uesco	\$10,000.00
Custodian fees, Wilmington Trust Company	350.00
Reserve for tax refunds under Massachusetts Income Tax Law and indenture securing New England Capital Corporation (Necap) debentures due 1964	1,200.00
Fees and expenses to State Street Trust Company and Public National Bank, indenture trustees for Necap debentures due 1964 and Uesco bonds and notes due 1981 respectively	2,300.00
Final audit	500.00
Storage of Uesco records, three years (required by Delaware law)	1,500.00
Unforeseen contingencies	5,000.00
Premium indemnity bond, lost certificate and redemption cases	16,300.00
Reserve for counsel fee in re lost certificate and redemption cases	5,000.00
	42,150.00

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-9066; Filed, June 21, 1944;
2:46 p. m.]

[File Nos. 54-68, 59-55]

COMMUNITY GAS AND POWER CO., ET AL.

ORDER MODIFYING PREVIOUS ORDER OF THE COMMISSION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 20th day of June, A. D. 1944.

In the matter of Community Gas and Power Company, American Gas and Power Company, File No. 54-68; Community Gas and Power Company, American Gas and Power Company and the subsidiary companies thereof, File No. 59-55; respondents.

The Commission having on the 12th day of June, 1944 issued its order herein permitting a declaration to become effective and approving an amendment to the plan of American Gas and Power Company and Community Gas and Power Company regarding the sale by American Gas and Power Company of all the common stock of St. Augustine Gas Company to H. Hansell Hillyer; and

The applicant having requested modification of such order so as to reflect that the purchase price is the amount of \$100,000 plus net earnings from January 31, 1944 to the date of closing, but not including any of such earnings declared and paid as dividends prior to such date; and

The Commission finding that it is appropriate so to modify said order; *It is ordered*, That the order herein previously entered on the 12th day of June 1944 be modified as follows:

That part of the first paragraph of such order reading

for the sum of \$100,000 plus net earnings from January 31, 1944, to the date of closing, and to deposit such proceeds with the Trustee of American Gas and Power Company's debenture indenture as substitute collateral for the securities being sold;

shall be modified to read as follows:

for the sum of \$100,000 plus net earnings from January 31, 1944, to the date of closing, but not including any of such earnings declared and paid as dividends prior to such date, and to deposit such proceeds with the Trustee of American Gas and Power Company's debenture indenture as substitute collateral for the securities being sold.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-9065; Filed, June 21, 1944;
2:46 p. m.]

[File Nos. 54-57, 59-57]

AMERICAN UTILITIES SERVICE CORP.

ORDER DIRECTING SIMPLIFICATION OF CORPORATE STRUCTURE AND REQUIRING DIVESTITURE OF CERTAIN PROPERTIES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 21st day of June, 1944.

In the matter of American Utilities Service Corporation, File No. 54-57; and American Utilities Service Corporation and its subsidiary companies, respondents, File No. 59-57.

American Utilities Service Corporation, a registered holding company, having filed an application pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for approval of a plan of recapitalization; and

The Commission having thereafter issued its notice of filing and order for hearing pursuant to section 11 (e); and

The Commission having also by said notice and order for hearing instituted proceedings under sections 11 (b) (1), 11 (b) (2), 15 (f), and 20 (a) of the Public Utility Holding Company Act of 1935 with respect to American Utilities Service Corporation and its subsidiary companies to determine the status of the holding company system under said sections; and

The proceedings pursuant to sections 11 (b) (1), 11 (b) (2), 15 (f), and 20 (a) and the proceeding pursuant to section 11 (e) having been consolidated; and

A public hearing having been held on said matters and the Public Utilities Division of the Commission having submitted a draft of proposed findings and opinion and having recommended its adoption by the Commission; and

The Commission having issued a notice and order giving opportunity for filing of briefs, oral argument or introduction of additional evidence on the issue whether or not proposed findings and opinion recommended by its Public Utilities Division should be adopted in whole or in part in these proceedings; and

No request having been received except from American Utilities Service Corporation asking for a deferment of action pending the filing of a memorandum and the Commission having granted said request and American having filed its memorandum; and

The Commission having duly considered said memorandum and having examined the record and having made and filed its findings and opinion herein; and

The Commission having found that the action described in the next two succeeding paragraphs is necessary and appropriate to the integration or simplification of the American Utilities Service Corporation holding-company system, and is necessary and appropriate to effectuate the provisions of section 11 (b);

It is ordered, Pursuant to section 11 (b) (2) of the Public Utility Holding Company Act of 1935 that American Utilities Service Corporation shall change its present stock capitalization to one class of stock, namely, common stock, in lieu of its preferred and common stock presently outstanding, and distribute said new common stock on the new basis of approximately 85% to the holders of the present preferred stock, and approximately 15% to the holders of its present common stock.

It is further ordered, Pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 that American Utilities Service Corporation shall sever its relationship with the companies named hereinafter by disposing in an appropriate manner, not in contravention of the applicable provisions of said act or the rules and regulations promulgated thereunder, of its ownership, control and holding of securities issued by and interests in the following companies: Minnesota Utilities Company and Wisconsin Southern Gas Company.

It is further ordered, That jurisdiction be, and the same hereby is, reserved for the purpose of taking such additional action as the Commission shall deem necessary or appropriate in order to effectuate the terms of this order or compliance by American with sections 11 (b) (1), 11 (b) (2), 15 (f), and 20 (a) of the act, to pass upon said plan of recapitalization filed under section 11 (e) of the act, or to consider an amendment, in conformity with the Commission's suggestions set forth in its findings and opinion herein, to said plan of recapitalization.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 44-9116; Filed, June 22, 1944;
11:15 a. m.]

[File No. 70-307]

LUZERNE COUNTY GAS AND ELECTRIC CO.
NOTICE REGARDING FILING OF APPLICATION
FOR MODIFICATION OF PREVIOUS ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 20th day of June 1944.

Notice is hereby given that an application has been filed with this Commission by Luzerne County Gas and Elec-

tric Corporation (Luzerne), a subsidiary of The United Gas Improvement Company, a registered holding company, requesting the modification of an order issued by this Commission on May 27, 1941, pursuant to the Public Utility Holding Company Act of 1935.

Notice is further given that any interested person may, not later than June 30, 1944, at 10:00 a. m., e. w. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said application, as filed or as amended, may be granted. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application, which is on file in the office of the said Commission, for a statement of the transactions therein proposed, which are summarized below:

Luzerne has requested this Commission to remove a restrictive condition imposed by its opinion and order of May 27, 1941 (File No. 70-307, Holding Company Act Release No. 2784) in respect of an application pursuant to section 6 (b) of the Act regarding the issue and sale by Luzerne of new preferred stock and serial notes for the purpose of redeeming and retiring its then outstanding preferred stock; such condition being as follows:

Luzerne shall not declare or pay any dividends (other than dividends payable in shares of its common stock) on any shares of its common stock, nor shall Luzerne make any other distribution on its common stock or purchase or retire any shares of its common stock out of net income unless the earned surplus after making such declaration, payment, distribution, purchase, or retirement is equal to or greater than the sum of \$183,261 plus an accumulative amount equal to \$60,000 per calendar year beginning with the year 1941 and continuing until the cost of retiring the presently outstanding \$6 and \$7 Dividend Cumulative Preferred Stock shall have been completely amortized, and thereafter an accumulative amount equal to \$190,000 per calendar year to continue until the total earned surplus so accumulated, and unavailable for common stock dividends, shall equal \$1,500,000; *Provided, however,* That such earned surplus required to remain after declaration or payment of such dividends or after such distribution, purchase, or retirement may be reduced for the purpose of this computation by the amount of any surplus adjustments resulting from writing down or writing off the excess of carrying value of property now owned by Luzerne over the original cost of such property when first devoted to public use;

As is more fully disclosed in our opinion referred to above, the condition was imposed as an additional measure of protection to the senior security holders of Luzerne by reason of (a) the existence and contingent disposition of plant acquisition adjustments, as determined by the company, totaling \$1,760,018; (b) the necessity of amortizing \$1,167,108 of preferred stock and financing expense; and (c) the admitted inadequacy of Luzerne's depreciation reserve, particularly in relation to its gas property.

Luzerne has submitted a copy of an order issued by the Pennsylvania Public Utility Commission under date of February 7, 1944, which, among other things, directs Luzerne to dispose of an aggregate excess over original cost of \$2,412,933 by forthwith charging off \$188,014 thereof and amortizing the balance of \$2,224,919 through the period from 1944 to 1958 inclusive, by charges to "Miscellaneous Amortization" as follows:

1944-----	\$29,955
1945-----	66,672
1946-58, 13 years at approximately \$163,714 per year-----	2,128,292
Total-----	\$2,224,919

According to the Pennsylvania Commission's order (a) "The lower annual amortization proposed during the years 1944 and 1945 is designed to counteract amortization of certain refinancing expense which will be completed by September 30, 1945, and thus maintain net income at a reasonably uniform level." and (b) no portion of the restricted earned surplus of Luzerne amounting to \$348,261 at December 31, 1943 is available for common stock dividends until such time as the excess of \$2,224,919 has been completely amortized but the company may at any time use such surplus to reduce the excess.

Entries giving effect to the State Commission's order as to classification of utility plant were recorded by Luzerne as of December 31, 1943.

In support of the request before us, Luzerne asserts that the condition imposed in our order of May 27, 1941 has been substantially duplicated by the restriction and condition imposed in the State Commission's order of February 7, 1944, and that by reason thereof and the general improvement in Luzerne's financial condition in the intervening period, especially with respect to the substantial reduction in outstanding debt and the material increase in Depreciation Reserves, the improved ratio of debt and of the depreciation reserve to Property and Plant, the condition imposed by our order is no longer necessary in the public interest and in the interests of investors and consumers.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 44-9117; Filed, June 22, 1944;
11:15 a. m.]

UNITED STATES COAST GUARD.

IMPROVED LIFE RAFTS

NOTICE AND ORDER OF PUBLIC HEARING

Pursuant to the authority vested in me as Chairman, Merchant Marine Council and in accordance with the direction of the Commandant, U. S. Coast Guard, 15 June 1944, I herewith call a general session of the Merchant Marine Council for the purpose of conducting a public hearing at 9:30 a. m., July 18, 1944, U. S. Coast Guard Headquarters, Room 2020, Washington, D. C., upon the suitability of the various types of improved life rafts required on merchant vessels subject to inspection under United States laws.

Notice is hereby given that any person whose participation in such hearing may be for the better protection of American merchant seamen or may be otherwise in the public interest may appear at this hearing and present any facts and opinions relevant to this matter.

If any such person is for any reason unable to attend this hearing he may file with the Vice Chairman, Merchant Marine Council, on or before July 12, 1944, for the consideration of the Council at this hearing, any report, statement or similar matter relevant to these proceedings.

Approved: June 19, 1944.

HARVEY F. JOHNSON,

Rear Admiral, USCG,

Chairman, Merchant Marine Council.

[F. R. Doc. 44-9096; Filed, June 22, 1944; 9:17 a. m.]

WAR PRODUCTION BOARD.

ALBERT DELAY

CONSENT ORDER

Albert DeLay, of Orlando, Florida, is charged by the War Production Board with having begun construction in November, 1943, which consisted of construction of a residence at Edgewater Drive and Parr Avenue, Orlando, Florida, the cost of which was in excess of the authorization granted by the War Production Board, in violation of Conservation Order L-41, the exceptions to which were not applicable. Albert DeLay admits that this construction exceeded his authorization and was in violation of Conservation Order L-41, does not desire to contest any issue in regard to the charges, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Albert DeLay, the Regional Compliance Chief and the Regional Attorney, and upon the approval of the Compliance Commissioner, *it is hereby ordered, That:*

(a) Neither Albert DeLay, his successors or assigns, or any other person, shall do any construction on the building located at Edgewater Drive and Parr Avenue, Orlando, Florida, including putting up or altering the structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Albert DeLay, his successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(c) This order shall take effect as of June 21, 1944.

Issued this 21st day of June 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-9093; Filed, June 21, 1944; 4:24 p. m.]

GEYARN MANUFACTURING COMPANY

CONSENT ORDER

Geyarn Manufacturing Company, 63 Rutherford Avenue, Charlestown, Massachusetts, a corporation engaged in the manufacture of electrical goods, is charged by the War Production Board with having produced, on and after May 1, 1943, approximately 12,741 portable electric lights, and after July 1, 1943, transferred approximately 4,854 of the same, not in accordance with schedules approved or prescribed by the War Production Board, in violation of paragraph (c) (3) of Limitation Order L-71, and with having transferred approximately 4,854 of the same on unrated orders, in violation of paragraph (d); with having used cadmium in the manufacture thereof, in violation of paragraph (b); and with having failed to file Form PD-880 (now WPB-2719) at any time until February, 1944, in violation of paragraph (c) (1). Geyarn Manufacturing Company admits the violations as charged except as to the matter of wilfulness but does not care to be heard on the issue of wilfulness and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of the Geyarn Manufacturing Company, the Regional Compliance Chief and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Geyarn Manufacturing Company, its agents, successors or assigns, shall not produce or transfer any portable electric lights as defined in or governed by General Limitation Order L-71, as amended from time to time, except those in fulfillment of a specific purchase order, contract or subcontract for delivery to or for the account of the Army or Navy of the United States, or any agency of the United States Government to be delivered pursuant to the Lend-Lease Act of March 11, 1941; and with respect to the Army and Navy orders it shall accept only those orders which bear an Army or Navy contract number not including orders which may be used for inventory replacements by Army or Navy supply houses or orders from Post Exchanges.

(b) Nothing contained in this order shall be deemed to relieve Geyarn Manufacturing Company, its agents, successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(c) This order shall take effect on June 21, 1944, and shall expire on October 21, 1944.

Issued this 14th day of June 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-9094; Filed, June 21, 1944; 4:24 p. m.]

CASCADE PAPER COMPANY

CONSENT ORDER

Robert O. Wells, North Adams, Massachusetts, doing business as Cascade Paper Company, a dealer in school and office supplies, is charged by the War Production Board with applying preference ratings assigned under Preference Rating Order P-100 in wilful violation of the order from April, 1942, until April 2, 1943, and from then until September 23, 1943, with improperly applying preference ratings assigned under CMP Regulation 5A, all for the purpose of obtaining the following articles: drawing sets, fasteners, rules, hunting flaps, staples, staplers, clips, pins, scotch tape, adhesives, file folders, school papers and tablets, envelopes and similar articles in an amount aggregating approximately \$10,000; that it is impossible to set forth a list of said transactions for the reason that Robert O. Wells has destroyed all of his records pertaining thereto, in violation of Priorities Regulation No. 1. Robert O. Wells admits the foregoing violations and does not desire to contest the charge that they were wilful and has consented to the issuance of this consent order.

Wherefore, upon the agreement and consent of Robert O. Wells, the Regional Compliance Chief and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Deliveries of material to Robert O. Wells, his successors or assigns, shall not be accorded priority over deliveries under any other contract or order and no preference ratings shall be assigned, applied or extended to such deliveries by means of preference rating certificates, preference rating orders, general preference orders or any other orders or regulations of the War Production Board, unless hereafter specifically authorized in writing by the War Production Board.

(b) No allocation or allotment shall be made to Robert O. Wells, his successors or assigns, directly or indirectly, of any material or product the supply or distribution of which is governed by any order of the War Production Board, unless hereafter specifically authorized in writing by the War Production Board.

(c) Nothing contained in this order shall be deemed to relieve Robert O. Wells, his successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(d) This order shall take effect June 21, 1944, and shall expire October 21, 1944.

Issued this 14th day of June 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-9095; Filed, June 21, 1944; 4:24 p. m.]